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THE

STATUTES

OF

THE UNITED KINGDOM

OF

GREAT BRITAIN AND IRELAND.

58 GEORGE III. 1818.

LONDON:

Printed by His Majesty's Statute and Law Printers;

And sold by J. BUTTERWORTH and SON, Law Bookfellers,
in Fleet-Street.

1818.

(Price 16*s.* in Boards.)

57,912

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Containing the TITLES of all

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OF

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viii. An Act for enlarging the Term and Powers of ſeveral Acts of His preſent Majeſty, for repairing the Road from *Crouch Hill*, in the Pariſh of *Henfield*, to the Turnpike Road leading from *Brighthelmſtone* to *Cuckfield*, and from the Eaſt Side of the ſaid Turnpike Road to the Croſs Roads in the Town of *Ditchling*, in the County of *Suſſex*. *Ibid.*

ix. An Act for continuing the Term and altering and enlarging the Powers of an Act paſſed in the Thirty third Year of His preſent Majeſty's Reign, for repairing the Road from *Manchester*, in the County Palatine of *Lancaſter*, to *Salter's Brook*, in the County Palatine of *Cheſter*. *Ibid.*

x. An Act for making more effectual Proviſion for Payment of the Debt due by the Truſtees for Turnpike Roads, in the County of *Peebles*, and for other Purpoſes connected therewith. 437

xi. An Act for continuing and amending an Act of His preſent Majeſty, for repairing the Road from *Weſt Cowgate*, near *Newcaſtle upon Tyne*, to the *Alemouth* Turnpike Road, in the County of *Northumberland*. *Ibid.*

xii. An Act for more effectually repairing and improving the Road from *Ardwick Green*, near *Manchester*, in the County Palatine of *Lancaſter*, to the Bridge at the Corn Mills at *Wilmſlow*, in the County Palatine of *Cheſter*. *Ibid.*

xiii. An Act to amend an Act of the laſt Seſſion of Parliament, for enlarging the Term and Powers of an Act of His preſent Majeſty, for repairing the Road leading from *Towceſter* to the Turnpike Road in *Cotton End*, in the Pariſh of *Hardingſton*, in the County of *Northampton*. *Ibid.*

xiv. An

xiv. An Act for repairing the Road from *Blakedown Pool*, in the Parish of *Hagley* and County of *Worcester*, to *Birmingham* in the County of *Warwick*. 437

xv. An Act for amending an Act passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act for altering and enlarging the Powers of several Acts passed for improving the Port, Harbour and Town of* Whitehaven, *in the County of* Cumberland, *and for better supplying the said Town with Water*. *Ibid.*

xvi. An Act to enable the *Grand Junction* Canal Company to vary the Line of Part of their Canal in the County of *Hertford*, and for altering and enlarging the Powers of several Acts relating to the said Canal. *Ibid.*

xvii. An Act to enable the *Gloucester* and *Berkeley* Canal Company to vary and alter the Line of their Canal; and for altering and enlarging the Powers of several Acts passed for making and maintaining the said Canal. 438

xviii. An Act for enabling the Company of Proprietors of the *Thames* and *Medway* Canal to raise a further Sum of Money for completing the said Canal, and the Works thereto belonging; and for altering, enlarging and rendering more effectual the Powers for making the said Canal and Works. *Ibid.*

xix. An Act for altering, explaining and amending the several Acts of Parliament passed, relating to the *Birmingham* Canal Navigations; and for improving the said Canal Navigations. *Ibid.*

xx. An Act for providing a convenient House, with suitable Accommodations, for His Majesty's Judges at the Assizes for the County of *Leicester*; and for making therein a convenient Place for the Justices of the Peace to meet and transact any Public Business of the said County; and also for the safe Custody of the Public Records of the said County. *Ibid.*

xxi. An Act for altering and amending an Act passed in the Forty seventh Year of His present Majesty, for constructing a Pier and Harbour at or near the Town of *Folkestone*, in the County of *Kent*; for varying the Limits, and improving and rendering more commodious the said Pier and Harbour; for raising a further Sum of Money for completing the same; and for extending the Powers and Provisions of the said Act. 448

xxii. An Act for enlarging the Church Yard of the Parish of *Chipping Barnet*, in the County of *Hertford*, and for other Purposes relating thereto. *Ibid.*

xxiii. An Act to continue the Term, and to amend and enlarge the Powers of several Acts passed for repairing the Road from *Cirencester* to *Stroud*, and another Road therein mentioned, both in the County of *Gloucester*. *Ibid.*

xxiv. An Act for continuing the Term and enlarging the Powers of Two Acts of the Eleventh and Thirty seventh Years of His present Majesty, for repairing the Road leading from *Wem* in the County of *Salop*, to the Lime Rocks at *Bron y Garth*, and several other Roads in the Counties of *Salop* and *Denbigh*; for repairing and diverting the Roads leading out of the said Road from *Wem* to *Bron y Garth* into the Turnpike Road leading from *Ellesmere* to *Wrexham*; and for repealing so much of the said Acts as relates to a certain Part of the said Roads. *Ibid.*

xxv. An

xxv. An Act for repairing and maintaining the Harbour of the Burgh of Regality of *Fraſerburgh*, in the County of *Aberdeen*. 448

xxvi. An Act to continue the Term and alter and enlarge the Powers of an Act of the Thirty ſeventh Year of His preſent Majeſty, for repairing the Road from *Dover*, in the County of *Kent*, through *Deal*, to *Sandwich*, in the ſaid County. *Ibid.*

xxvii. An Act for altering and enlarging the Terms and Powers of certain Acts, in ſo far as the ſame relate to the Road leading from the Toll Houſe in *Paiſley Lane*, at the Weſt Side of the Entry to the New Bridge of *Glaſgow*, by or near *Parkhouſe*, to the Eaſt End of the Bridge at *Renfrew*. 449

xxviii. An Act to extend and amend the Powers of Three Acts of His preſent Majeſty's Reign, for building The *Waterloo Bridge*, and making Roads communicating therewith; and to authorize the Relinquiſhment of the repairing, lighting and watching of the Roads on the South Side of the Bridge, to the Truſtees of the *Surrey* New Roads, acting under Two ſeveral Acts of His preſent Majeſty's Reign, for making, widening and keeping in Repair certain Roads in the ſeveral Pariſhes of *Lambeth*, *Newington*, *Saint George Southwark*, *Bermondſey*, and *Chriſtchurch*, in the County of *Surrey*, and for watching and lighting the ſaid Roads. *Ibid.*

xxix. An Act for continuing and amending an Act of His preſent Majeſty, for maintaining a Road from *Wearmouth Bridge* to *Tyne Bridge*, with a Branch to *South Shields*, all in the County of *Durham*. 465

xxx. An Act for repairing the Roads into and from the Town of *Tewkeſbury*, in the County of *Glouceſter*. *Ibid.*

xxxi. An Act for enlarging the Term and Powers of Three Acts, for repairing the Roads from *Lobcome Corner* in the Pariſh of *Winterſlow*, to *Harnham Bridge* in the County of *Wilts*, and from the Weſt Corner of *Saint Anne's Street* in the City of *New Sarum* to *Landford*, and other Roads in the County of *Southampton*. *Ibid.*

xxxii. An Act for repairing and widening the Road from the Town of *Rugby*, in the County of *Warwick*, to the Borough of *Warwick*, in the ſame County. 466

xxxiii. An Act for enlarging the Term and Powers of Two Acts of His preſent Majeſty, for repairing the Road from *Halifax* to *Sheffield*, in the Weſt Riding of the County of *York*, ſo far as relates to the Firſt Diſtrict of the ſaid Road, from *Halifax* to *Huddersfield*. *Ibid.*

xxxiv. An Act for repairing the Road from *Bridgetown* in the Pariſh of *Old Stratford*, in the County of *Warwick*, to the Top of *Long Compton Hill* in the ſame County, and another Road therein mentioned, in the Counties of *Warwick*, *Worceſter* and *Glouceſter*. *Ibid.*

xxxv. An Act for making and maintaining a Road from the Town of *Sheffield*, in the County of *York*, to join the *Marple Bridge* Road in the Pariſh of *Gloſſop*, in the County of *Derby*, with a Branch to *Mortimer's Road*, in the Pariſh of *Hatherſage*, in the ſaid County of *Derby*. *Ibid.*

xxxvi. An Act for more effectually repairing and improving the Road from the Weſt End of the Town of *Burton upon Trent*, in the County

County of *Stafford*, through the ſaid Town, to the South End of the Town of *Derby*, in the County of *Derby*. 466

xxxvii. An Act for making and maintaining a Turnpike Road from the South End of *Angel Lane*, in *Brampton Bierley*, to a certain Public Highway in *Mexbrough*; and alſo from *Clegg's Cottage*, in *Rawmarſh*, to the North End of *Kilnhurſt Bridge*; and from the South End of the ſaid Bridge to the Weſt End of the Village of *Hooton Roberts*, in the Weſt Riding of the County of *York*. *Ibid.*

xxxviii. An Act for diverting ſuch Part of the Public Carriage Road leading from *Little Smeaton* to *Darrington*, in the County of *York*, as is within the Townſhip of *Stapleton*; and for ſhutting up and diſcontinuing a certain Footpath in the ſaid Townſhip. 467

xxxix. An Act for continuing and amending an Act of His preſent Majeſty for repairing the Road from the North End of *Farnhurſt Lane* to the City of *Chicheſter*, and from *Chicheſter* aforeſaid to *Delkey*, in the County of *Suſſex*. *Ibid.*

xl. An Act for enlarging the Term and Powers of an Act of His preſent Majeſty, for repairing the Roads between the *Horſe Shoe Houſe* in *Stoke Goldington*, in the County of *Buckingham*, and the Town of *Northampton*, and from the North Bridge of *Newport Pagnel*, in the ſaid County of *Buckingham*, to the ſaid *Horſe Shoe Houſe*. *Ibid.*

xli. An Act for making and maintaining a Road from *Lockwood* to *Meltham*, and a Branch of Road to *Meltham Mills*, all in the Pariſh of *Almondbury*, in the Weſt Riding of the County of *York*. *Ibid.*

xlii. An Act for more effectually repairing and improving the Road between *Warrington* and *Lower Irlam*, in the County Palatine of *Lancaſter*. *Ibid.*

xliii. An Act for more effectually repairing and improving the Road leading from *Studley Bridge*, through the Borough of *Chippenham*, to *Pickwick*, and from the Eaſt End of *Chippenham Bridge* to *Lower Stanton*, and from the Eaſt End of the ſaid Bridge to join the Road at *Draycot Cerne*, in the County of *Wilts*. *Ibid.*

xliv. An Act for continuing and amending Two Acts of His preſent Majeſty, for repairing ſeveral Roads leading from the Town of *Poole*; and alſo for repairing other Roads in and near the ſaid Town, and from *Cranborne* to *Coombe*, with Two Branches to the Great Weſtern Road, in the Counties of *Dorſet* and *Wilts*. *Ibid.*

xlv. An Act for continuing and amending an Act of His late Majeſty, and Two Acts of His preſent Majeſty, for repairing ſeveral Roads leading to and from the Town of *Wincanton*, and the Roads communicating therewith, in the Counties of *Somerſet*, *Wilts* and *Dorſet*. 468

xlvi. An Act for amending Two Acts of His preſent Majeſty, ſo far as the ſame relate to the Eſtabliſhment of Chapels in the *Eaſt*, *Weſt* and *Wildmore Fens* in the County of *Lincoln*. *Ibid.*

xlvii. An Act to amend Two Acts, paſſed in the Fifty ſecond and Fifty fourth Years of His preſent Majeſty, for incloſing the Foreſt of *Delamere* in the County of *Cheſter*. *Ibid.*

xlviii. An Act for increaſing the Fund for carrying into Execution ſeveral Acts of His preſent Majeſty, for improving the Drainage of the *Middle* and *South Levels*, Part of the Great Level of the Fens

Fens called *Bedford Level*, and other Lands therein mentioned; and for improving the Navigation of the River *Ouſe* in the County of *Norfolk*, and of the ſeveral Rivers communicating therewith. 468

xlix. An Act for altering and enlarging the Powers of an Act of the Thirty ſixth Year of His preſent Majeſty, for dividing, allotting, incloſing, draining and preſerving certain Commons and Waſte Grounds within the Manor and Pariſh of *Ramſey*, in the County of *Huntingdon*, and for repealing a certain Act therein mentioned. *Ibid.*

l. An Act for draining and improving Lands in the Pariſhes of *Bray White, Waltham, Shotteſbrook, Lawrence Waltham, Binfield, Ruſcomb, Wargrave, Remenham* and *Hurley*, in the County of *Berks*, and the Liberties of *Whiſtley* and *Broad Hinton*, in the Pariſh of *Hurſt*, in the Counties of *Berks* and *Wilts*. *Ibid.*

li. An Act for building a new Gaol and Houſe of Correction for the City and County of the City of *Exeter*. *Ibid.*

lii. An Act to alter and amend an Act for erecting and maintaining a Bridewell, Gaol, Court Houſe and Public Offices, for the Burgh of *Paiſley* and County of *Renfrew*. 469

liii. An Act for enlarging the Pariſh Church and Church Yard of *Southminſter* in the County of *Eſſex*. *Ibid.*

liv. An Act for cleanſing, lighting, watching and otherwiſe improving the Town of *Sheffield* in the County of *York*. *Ibid.*

lv. An Act for lighting with Gas the City of *Bath* and the Liberties and Precincts thereof, and that Part of the Pariſh of *Walcot* which lies without the Liberties of *Bath*, and the Pariſh of *Bathwick*, in the County of *Somerſet*; and for conſtructing Gaſometers and other Works therein, and in the Pariſh of *Weſton* in the ſaid County. *Ibid.*

lvi. An Act for lighting with Gas the Town and Neighbourhood of *Leeds*, in the Borough of *Leeds*, in the Weſt Riding of the County of *York*. *Ibid.*

lvii. An Act for lighting with Gas the Town and County of the Town of *Nottingham*. *Ibid.*

lviii. An Act for providing an additional Burial Ground for the Pariſh of *Saint Giles, Reading*, in the County of *Berks*, and a Room for the Uſe of the Miniſter in performing the Burial Service; and for ſtopping up one of the Footpaths over the preſent Church Yard of the ſaid Pariſh. *Ibid.*

lix. An Act for better paving, cleanſing, lighting, watching and improving the Streets, Lanes and other Public Places and Paſſages of the City of *Aberdeen*, and the Roads and Avenues within the Freedom and Royalty thereof; and for ſupplying the Inhabitants of the ſaid City with Water. *Ibid.*

lx. An Act for rendering more effectual ſeveral Acts of His preſent Majeſty for draining certain Low Lands on both Sides of the River *Witham*, and in *Wildmore Fen*, and in the *Weſt* and *Eaſt Fens*, and other Low Lands adjoining or contiguous thereto, in the County of *Lincoln*. *Ibid.*

lxi. An Act for erecting and maintaining a Harbour, and Works connected therewith, in the Bay of *Portnaſſock*, at *Kirkmaiden*, within the Barony of *Logan*, in the County of *Wigton*. 470

lxii. An

PRIVATE ACTS,

PRINTED BY THE KING'S PRINTER,

AND WHEREOF THE PRINTED COPIES MAY BE GIVEN IN EVIDENCE.

1. AN Act for inclosing Lands in the Parish of *Cranford*, in the County of *Middlesex*. *Page* 491
2. An Act for enabling the Trustees acting under Letters Patent granted by King *Charles* the Second, to dispose of certain old Almshouses and other Premises, held in Trust for the Parish of *Saint Martin in the Fields*, in the County of *Middlesex*; and for vesting Part of the new Burial Ground belonging to the said Parish, at or near *Camden Town*, in the said Trustees, as a Site for erecting new Almshouses thereon; and for other Purposes. *Ibid.*
3. An Act for inclosing Lands within the Parish of *Laverstock*, including the Tithing of *Ford*, in the County of *Wilts*. *Ibid.*
4. An Act for inclosing Lands in the Parish of *Damerham South*, in the County of *Wilts*. *Ibid.*
5. An Act for inclosing Lands in the Parish of *Warsop*, in the County of *Nottingham*. 492
6. An Act for inclosing Lands in the Parish of *Thelnetham*, in the County of *Suffolk*. *Ibid.*
7. An Act for inclosing Lands in *Middop* otherwise *Midhope*, in the Parish of *Ecclesfield*, in the County of *York*. *Ibid.*
8. An Act for inclosing Lands in *Oxspring*, in the Parish of *Penistone*, and County of *York*. *Ibid.*
9. An Act for inclosing Lands within the Manor of *Ainstable*, in the Parish of *Ainstable*, in the County of *Cumberland*. *Ibid.*
10. An Act to amend an Act made in the Fifty third Year of His present Majesty, for inclosing Lands in the Parishes of *Isleworth*, *Heston* and *Twickenham*, in the County of *Middlesex*. *Ibid.*
11. An Act for allotting Lands in the Parish of *Noke*, in the County of *Oxford*. *Ibid.*
12. An Act for inclosing Lands in the Parishes of *Erpingham*, *Colby*, *Banningham* and *Ingworth*, in the County of *Norfolk*. 493
13. An Act for inclosing Lands in the Parishes of *Itteringham*, *Oulton*, *Wickmere* and *Wood Dalling*, in the County of *Norfolk*. *Ibid.*
14. An Act for inclosing Lands within the Parish of *Great Melton* otherwise *Melton Saint Mary*, and *All Saints*, in the County of *Norfolk*. *Ibid.*
15. An Act for inclosing Lands in the Parish of *Moreton Valence*, and in the Hamlet or Tithing of *Putloe*, in the Parish of *Standish*, both in the County of *Gloucester*. *Ibid.*
16. An Act for inclosing Lands in the Parish of *Norbury*, in the County of *Derby*. *Ibid.*
17. An Act to amend and enlarge the Powers of an Act of His present Majesty, for inclosing Lands in the Parishes of *Marden*, *Sutton*

Sutton Saint Michael, Sutton Saint Nicholas, and *Withington,* and certain Chapelries, Townſhips and Pariſhes adjacent thereto, in the County of *Hereford.* *Page* 493

18. An Act for incloſing Lands in the Pariſh of *South Moreton,* in the County of *Berks.* 494

19. An Act for incloſing Lands in the Pariſh of *Walſham-le-Willows,* in the County of *Suffolk.* *Ibid.*

20. An Act for incloſing Lands in the Townſhip of *Etton,* in the Pariſh of *Etton,* in the Eaſt Riding of the County of *York.* *Ibid.*

21. An Act to enable *Peter Penniall,* and others therein mentioned, to grant a Building Leaſe of certain Premiſes ſituate in *High Street,* in the Pariſh of *Saint Mary Newington,* in the County of *Surrey.* *Ibid.*

22. An Act to enable the Truſtees of *Saint Paul's* School, in the City of *London,* to purchaſe Buildings and Land adjoining or near to the ſaid School, for the better Accommodation of the Scholars, and for other Purpoſes. *Ibid.*

23. An Act to enable the Governors of the Free Grammar School of King *Charles* the Second, at *Bradford,* in the County of *York,* to ſell the old School Houſe, and to ſell certain Lands belonging to the ſaid Foundation, and to apply the Money ariſing by ſuch Sales in the Building of a new School Houſe, and in the Purchaſe of other Eſtates, to be veſted in the Governors on the Truſts of the ſaid Charity; and to convey the Inheritance in Fee Simple, for building upon reſerved Rents, or to make Building Leaſes of certain Parts of the Eſtates of the ſaid School; and alſo to enable the Governors to increaſe the Number of Maſters, and allow proper Salaries; and for enlarging the Truſts and Powers of the ſaid Governors. *Ibid.*

24. An Act for effecting an Exchange of an Eſtate in the County of *Norfolk,* deviſed by the Will of *Robert Harvey* Eſquire to *John Harvey* Eſquire, under certain Limitations, for an Eſtate belonging to the ſaid *John Harvey* Eſquire, in Fee Simple, to be ſubjected to the like Limitations. *Ibid.*

25. An Act for dividing and alloting Lands in the Pariſh of *Lakenheath,* in the County of *Suffolk.* 495

26. An Act for incloſing Lands, in the Pariſh of *Bradford,* in the County of *Wilts.* *Ibid.*

27. An Act for amending an Act of His preſent Majeſty, intituled *An Act for dividing and incloſing* Heworth Moor, *in the Manor or Townſhip of* Heworth, *in the North Riding of the County of* York, *and for extinguiſhing the Rights of Stray and Average over certain Lands called* Half Year Lands, *ſituate in the Suburbs or Precincts of the City of* York; and for extending the Proviſions of the ſaid Act to the Incloſure of certain Lands in the Suburbs or Precincts of the City of *York.* *Ibid.*

28. An Act for incloſing Lands in the Pariſhes of *Kilmainham, Saint James, Clondalkin, Crumlin, Newcaſtle* and *Rathcoole,* in the County of *Dublin.* *Ibid.*

29. An Act for extinguiſhing a limited Right of Common over certain Coppices or Woodlands and Grounds in the Pariſh of *Hurſtborne Tarrant,* in the County of *Southampton;* and for allotting and ſetting out a Part of the ſame, to be ſubject to a more extenſive Right of Common, in lieu of the Right extinguiſhed. *Ibid.*

30. An Act for empowering Truſtees to join, as to One undivided Fourth Part of certain Eſtates deviſed by the Will of *Edward Barnard* Gentleman, deceaſed, in the Sale of the Entirety of the ſame Eſtates, and to purchaſe other Lands to be ſettled to the ſame Uſes; and alſo for enabling the ſame Truſtees to join, as to the ſame undivided Fourth Part, in making a Partition of the ſame Eſtates; and alſo for empowering certain Truſtees to join in granting Leaſes of the Entirety of the ſame Premiſes, and for other Purpoſes. *Page* 495

31. An Act for repealing an Act paſſed in the Fifty third Year of His preſent Majeſty's Reign, intituled *An Act for veſting Part of the Settled Eſtates of Sir* Charles Knightley *Baronet, which were deviſed by the Will of* Lucy Knightley *Eſquire, in Truſtees, to be ſold, and for laying out the Money ariſing thereby in the Purchaſe of other Eſtates to be ſettled in lieu thereof, and to the ſame Uſes, and for other Purpoſes;* and for veſting that Part and other Parts of the ſaid Settled Eſtates in other Truſtees, to be ſold, and for applying Part of the Money ariſing thereby in the Diſcharge of certain Incumbrances thereon, and laying out the Reſidue of the ſame Money in the Purchaſe of other Eſtates to be ſettled to the ſame Uſes. 496

32. An Act to render effectual a Conveyance of the legal Fee as to a Moiety of certain Hereditaments in the Pariſhes of *Llanidloes*, *Llangerrig* and *Llandinam*, in the County of *Montgomery*, belonging to *Robert Ingram* Eſquire. *Ibid.*

33. An Act for incloſing Lands in the Pariſhes of *Lytchet Matravers* and *Lytchet Minſter*, in the County of *Dorſet*. *Ibid.*

34. An Act for effecting and eſtabliſhing an Exchange between the Reverend *Robert Philip Goodenough*, Rector of *Carlton in Lindrick*, in the County of *Nottingham*, and *Henry Galley Knight* Eſquire, of Glebe and other Lands in *Carlton* aforeſaid. *Ibid.*

35. An Act for veſting in the ſurviving and new Truſtees certain Eſtates and Property in *Ireland* of the Moſt Honourable *Walter* Marquis and Earl of *Ormonde* in *Ireland*, and Baron *Butler* in *England*, which have not been ſold or diſpoſed of under and by virtue of Three Acts of Parliament made in the Thirty fifth, Forty fifth, and Forty eighth Years of the Reign of His preſent Majeſty. *Ibid.*

36. An Act for ſettling a Moiety of a yearly Rent of Four hundred Pounds, diſcharged from certain Entails created therein, upon *William Danby* Eſquire and *Caroline* his Wife, and their Iſſue. *Ibid.*

37. An Act for confirming an Exchange of certain Eſtates in the Counties of *Norfolk* and *Suffolk*, of which *Sarah Hetherſett*, Spinſter, is Tenant for Life under the Will of her late Uncle *John Barker* Eſquire, for certain Eſtates in the ſaid Counties to which the ſaid *Sarah Hetherſett* and her Siſters, *Jane Maria Hemſworth* (Wife of *Henry D'Eſterre Hemſworth* Eſquire), *Ann Amelia Hetherſett* Spinſter, and *Iſabel Huntington* (Wife of *John Barker Huntington* Eſquire), became entitled by Deſcent from their late Father *James Hetherſett* Eſquire. 497

38. An Act for effecting the Sale of the ſettled Freehold Eſtates of *Thomas Leech* the Elder, Eſquire, ſituate in the Counties of *Lincoln*,

Lincoln, Kent and *Surrey*, and for applying the Monies to arise by such Sale in Manner therein mentioned. *Page* 497

39. An Act for vesting certain Pieces or Parcels of Land, and other Hereditaments, belonging to *Sidney Sussex College*, in the University of *Cambridge*, in Trustees for Sale with Powers to lease on Fines, and for applying the Purchase Monies, and Monies to arise from Fines, in Manner therein mentioned. *Ibid.*

PRIVATE ACTS,

NOT PRINTED.

40. AN Act for inclosing Lands in the Tithing of *Uploders* in the Parish of *Loders*, in the County of *Dorset*.

41. An Act for inclosing Lands within the Manor of *Tolworth* otherwise *Talworth*, in the Parish of *Long Ditton*, in the County of *Surrey*.

42. An Act for naturalizing *John Adam Schweickhert*.

43. An Act for naturalizing *Martin Haberer*.

44. An Act for inclosing Lands in the Township of *Hensall*, in the Parish of *Snaith*, in the County of *York*.

[*Allotment for Tithes. Value of Tithes ascertained. If Proprietor has not sufficient Land to exonerate his old Inclosure from Tithe, the Deficiency to be made up in Money. How and by whom Tithe Allotments to be fenced. Tithe to continue payable till Allotments made.*]

45. An Act for confirming a Partition and Division of certain Estates situate in the County of *Pembroke*, and in the Town and County of the Town of *Haverfordwest*, late the Property of *Barret Bowen Jordan* Esquire, and for settling the Shares which upon the said Partition and Division were allotted to each of the Parties therein described, to the several Uses therein mentioned.

46. An Act for inclosing Lands in the Parish of *Great Comberton*, in the County of *Worcester*.

[*Allotment to Rector and Impropriator in lieu of Tithes. Payments to be made by Persons not having Land to compensate for Tithes. Expences to Tithe Allotments deemed Part of general Expences.*]

47. An Act for inclosing and exonerating from Tithes Lands in the Parish of *Berwick Saint Leonard*, in the County of *Wilts*.

[*Tithe Allotment. Until Lands set out Tithe to continue. Tithe Allotments to be fenced by the other Proprietors.*]

48. An Act for allotting, exchanging and inclosing Lands at *Long Load*, within the Parish of *Martock*, in the County of *Somerset*.

49. An Act for inclosing Lands in the Parish of *Ulceby with Fotherington* otherwise *Fordington*, otherwise *Forthington*, in the County of *Lincoln*.

[*Allotment for Great and Small Tithes. For fencing Glebe and Tithe Allotments. Tithes payable until Allotments are made.*]

50. An Act for inclosing certain Waste Lands in the Borough of *Helleston*, and the several Parishes of *Wendron*, *Mawgan in Meneage*, and *Sithney*, in the County of *Cornwall*.

[*Act not to affect Tithes.*]

51. An

51. An Act for inclosing *Week Moor*, in the County of *Somerset*, and other Lands in the several Parishes of *Curry Rivell*, *Drayton*, *Swell* and *Fivehead*, in the said County.

52. An Act for inclosing Lands in the Manors of *Woodmancot*, *Nutbourne* and *Prinsted*, in the Parish of *Westbourne*, in the County of *Sussex*.

[*Right to Tithes not to be affected.*]

53. An Act for inclosing Lands in the Parish or Townships of *Wilsthorpe*, in the County of *Lincoln*.

[*Allotment for Tithes. The Allotments in lieu of Tithes to be Ring fenced by the other Proprietors. No Lease of the Rector's Lands to be good unless His Majesty's Consent shall be first obtained.*]

54. An Act for inclosing Lands in the Manor of *Tresham*, in the Parish of *Hawkesbury*, in the County of *Gloucester*.

[*Proprietors who choose to commute Corn Tithes may do so. Expences of Ring fencing Tithe Allotments to be considered as Part of the general Expences.*]

55. An Act for inclosing Lands in the Parishes of *Bucknell* and *Clungunford*, in the County of *Salop*.

[*Allotment to the Rector in lieu of Great and Small Tithes. Tithes payable till Allotments are made.*]

56. An Act for inclosing Lands in the Tithings of *Froxfield* and *Fyfield*, in the Parishes of *Froxfield* and *Milton*, in the County of *Wilts*.

57. An Act to dissolve the Marriage of *Philip Leigh* the younger, Gentleman, with *Catherine Leigh* his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.

58. An Act for naturalizing *Andrew Kaye*.

59. An Act for naturalizing *Alexander Lewis Prevost*.

60. An Act for naturalizing *Martin Diederich Rucker*.

61. An Act for naturalizing *William Frederick Linsingen* Count *Linsingen*.

62. An Act for inclosing Lands in the Parishes of *Bickenhill* and *Little Packington*, and in the Hamlet of *Diddington*, all in the County of *Warwick*.

[*Allotment for Great and Small Tithes. Tithes of* Little Packington *to be commuted for by an annual Rent to be regulated by the Price of Wheat.*]

63. An Act for inclosing Lands in the Parish of *Hackness*, in the North Riding of the County of *York*.

[*Proviso for Tithes, &c.*]

64. An Act for inclosing Lands in the Parish of *Skirbeck*, in the County of *Lincoln*.

[*Allotment for Tithes of old Inclosures, &c. Commissioner to ascertain the Number of Acres not subject to Tithes in Kind. Proportion in which Proprietors shall contribute to Tithe Allotments. Allotments to be delineated upon a Plan and Statements respecting Discharges from Tithes shewn to the Proprietors. Tithe Allotment to be fenced. Tithes to be payable till Allotment made. Proprietors of old Inclosures who have not sufficient Lands to make Compensation for Tithes, to pay the Value thereof to such Persons as the Commissioners shall appoint.*

Tenants

Tenants for Life, &c. of old Inclosures empowered to charge their Estates with Money paid for discharging the same from Tithes.]

65. An Act for naturalizing *Alexis James Doxat.*

66. An Act to enable The Right Honourable *Susan Charteris,* commonly called *Dowager Lady Elcho,* to take and use the Surname of *Tracy,* and to bear the Coat of Arms of the Name and Family of *Tracy,* pursuant to the Will of *Robert Tracy* Esquire, deceased.

THE

STATUTES AT LARGE.

Anno Regni GEORGII III. Britanniarum Regis, Quinquageſimo Octavo.

'AT the Parliament begun and holden at *Weſtminſter*, the Twenty fourth Day of *November*, *Anno Domini* 1812, in the Fifty third Year of the Reign of our Sovereign Lord *GEORGE* the Third, by the Grace of God, of the United Kingdom of *Great Britain* and *Ireland*, King, Defender of the Faith; And from thence continued, by ſeveral Prorogations, to the Twenty ſeventh Day of *January* 1818; being the Sixth Seſſion of the Fifth Parliament of the United Kingdom of *Great Britain* and *Ireland*.'

CAP. I.

An Act to repeal an Act made in the laſt Seſſion of Parliament, intituled *An Act to continue an Act to empower His Majeſty to ſecure and detain ſuch Perſons as His Majeſty ſhall ſuſpect are conſpiring againſt His Perſon and Government.*

[31ſt *January* 1818.]

'WHEREAS an Act was paſſed in the laſt Seſſion of Parliament, intituled *An Act to empower His Majeſty to ſecure and detain ſuch Perſons as His Majeſty ſhall ſuſpect are conſpiring againſt His Perſon and Government*; which Act was to continue in force until the Firſt Day of *July* One thouſand eight hundred and ſeventeen: And Whereas another Act was afterwards paſſed in the ſame Seſſion of Parliament, intituled *An Act to continue an Act to empower His Majeſty to ſecure and detain ſuch Perſons as His Majeſty ſhall ſuſpect are conſpiring againſt His Perſon and Government*; which laſt mentioned Act was to continue in force until the Firſt Day of *March* One thouſand eight hundred and eighteen: And Whereas it is deemed no longer neceſſary for the Public Safety that the ſaid laſt mentioned Act, or the Proviſions therein contained, ſhould remain in force:' Therefore be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid laſt mentioned Act ſhall from and after the paſſing of this Act be and the ſame is hereby repealed. 57 G. 3. c. 3. 57 G. 3. c. 55. 57 G. 3. c. 55. repealed.

CAP. II.

An Act to suspend, until the End of the present Session of Parliament, the Operation of an Act made in the last Session of Parliament, to provide for the more deliberate Investigation of Presentments to be made by Grand Juries for Roads and Public Works in *Ireland*, and for accounting for Money raised by such Presentments. [18th *February* 1818.]

57 G. 3. c. 107. suspended.

'WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act to provide for the more deliberate Investigation of Presentments to be made by Grand Juries for Roads and Public Works in* Ireland, *and for accounting for Money raised by such Presentments*: And Whereas it is expedient that the Operation of the said Act should be suspended in manner hereinafter mentioned;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act, and all every the Provisions, matters and things therein contained, shall stand and be and continue suspended and inoperative from the passing of this Act until the End of this present Session of Parliament; and that from and after the passing of this Act all and every Act and Acts of Parliament repealed, altered, varied, amended or in anywise affected by the said recited Act of the last Session, or by the Operation thereof, or of any Clauses or Provisions therein, shall be revived and shall stand, be and continue of the same Force, Virtue and Effect, in all respects, and to all Intents and Purposes whatsoever, until the End of this present Session of Parliament, as if the said recited Act of the last Session had not passed, and not otherwise nor any further; any thing in the said recited Act of the last Session contained to the contrary thereof in anywise notwithstanding.

Act may be altered, &c. this Session.

II. And be it further enacted, That this Act may be amended, altered or repealed by any Act or Acts to be passed in this present Session of Parliament.

[*See Cap.* 67. *post.*]

CAP. III.

An Act for continuing to His Majesty certain Duties on Malt, Sugar, Tobacco and Snuff, in *Great Britain*; and on Pensions, Offices and Personal Estates, in *England*; for the Service of the Year One thousand eight hundred and eighteen. [23d *February* 1818.]

[*This Act is the same as* 57 *G.* 3. *c.* 5. *except as to the Words* "and for receiving the Contributions of Persons receiving Pensions and holding Offices," *which are inserted in the Title of that Act,—as to the Omission in this Act of Sect.* 38. *in* 57 *G.* 3. *c.* 5.—*as to Dates,—as to the Sections that are here retained,—and as to the Omission of the Words* "by the Authority aforesaid," *in Sections* 5. 7. 10, 11, 12, 13, 14. *and* 15. *and which are inserted in the corresponding Sections of* 57 *G.* 3. *c.* 5. *and of the same Words in Sections* 48, 49. 51. *and* 52. *of this Act, which are inserted in Sections* 49, 50. 52. *and* 53. *of* 57 *G.* 3. *c.* 5.]

XL. And be it further enacted, That there shall be provided and kept in the Office of the Auditor of the Receipt of His Majesty's Exchequer at *Westminster* One Book of Register, in which all the Money that shall be paid into the Exchequer at *Westminster* for the said Rates and Duties hereby granted on Sugar, Malt, Tobacco and Snuff, and also the Rates and Assessments hereby granted on Personal Estates, and on Offices and Employments of Profit, Pensions, Annuities and Stipends, shall be entered and registered apart and distinct from all other Monies paid and payable to His Majesty. Monies paid into the Exchequer under this Act shall be entered separate from other Payments.

L. And be it further enacted, That the Surplus of the Monies arising from the Rates, Duties and Assessments granted and imposed by this Act, after paying off and satisfying all the Exchequer Bills issued by virtue of this Act, together with the Interest that may become due thereon, and the Charges of exchanging and circulating the same, shall, as the Surplus of any such Monies respectively shall be paid into the Receipt of the Exchequer at *Westminster*, be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*. Surplus Monies to be carried to Consolidated Fund.

CAP. IV.

An Act for raising the Sum of Thirty Millions, by Exchequer Bills, for the Service of the Year One thousand eight hundred and eighteen. [23d *February* 1818.]

" TREASURY may raise 30,000,000l. by Exchequer Bills, in " manner prescribed by 48 G. 3. c. 1.—§ 1. The Clauses, &c. in " recited Act extended to this Act. § 2. Treasury to apply the " Money raised. § 3. Exchequer Bills to be payable out of the " Supplies for next Session. § 4. Interest 3½d. *per Cent. per Diem.* " § 5. Exchequer Bills to be current at the Exchequer after " April 5, 1819.—§ 6. Bank of England may advance 20,000,000l. " on the Credit of this Act, notwithstanding 5 & 6 W. & M.—§ 7. " Act may be altered, amended or repealed this Session. § 8.

CAP. V.

An Act to indemnify such Persons in the United Kingdom as have omitted to qualify themselves for Offices and Employments, and for extending the time limited for those Purposes respectively, until the Twenty fifth Day of *March* One thousand eight hundred and nineteen; and to permit such Persons in *Great Britain* as have omitted to make and file Affidavits of the Execution of Indentures of Clerks to Attornies and Solicitors, to make and file the same on or before the First Day of *Hilary* Term One thousand eight hundred and nineteen, and to allow Persons to make and file such Affidavits, although the Persons whom they served shall have neglected to take out their Annual Certificates.

[17th *March* 1818.]

[*This Act is the same as* 57 *G.* 3. *c.* 14. *except the Words* " and " to allow Persons to make and file such Affidavits, although " the Persons whom they served shall have neglected to take " out their Annual Certificates," *which are added in the Title of this Act; and except also the Dates and the Sections which remain.*]

Persons who shall cause Contracts to be enrolled, and Affidavits of having served as Clerks to Attornies, &c. to be filed before Hilary Term 1819;

'VII. And Whereas many Persons have omitted to cause 'Affidavits to be made, and afterwards to be filed in the proper 'Office, of the actual Execution of several Contracts in Writing 'entered into by them to serve as Clerks to Attornies or Solicitors, 'Scriveners or public Notaries, in *Great Britain*, and such Contract, 'and the Indenture thereof, to be enrolled within the time in which 'the same ought to have been done; and many Solicitors, Attor-'nies, Notaries and others, may have omitted to take out annual 'Certificates, or to enter the same in the proper Office, and many 'Infants and others may thereby incur certain Disabilities;' For preventing thereof, and relieving such Persons, be it enacted, That every Person who at the passing of this Act shall have neglected or omitted to cause any such Affidavit or Affidavits as aforesaid to be made and filed, or such Contract or Indenture to be enrolled, and who, on or before the First Day of *Hilary* Term One thousand eight hundred and nineteen, shall cause such Contract or Indenture to be enrolled with the proper Officer in that Behalf and One or more Affidavit or Affidavits to be made, and afterwards to be filed in such manner as the same ought to have been made and filed in due time, shall be and is hereby indemnified, freed, and discharged from and against all Penalties, Forfeitures, Incapacities and Disabilities, in or by an Act or Acts of Parliament mentioned and incurred or to be incurred for or by reason of such Neglect or Omission; and every such Affidavit and Affidavits so to be made, and which shall be duly filed on or before the First Day of *Hilary* Term One thousand eight hundred and nineteen, shall be as effectual to all Intents and Purposes as if the same had been made and filed within the respective times the same ought, by the Laws now in being for that Purpose, to have been made and filed; and that the respective Officer or Officers who ought to receive, file, enter or register such Contract or Indenture, or Affidavit or Affidavits, shall not refuse to receive, file, enter or register the same, by reason that the Attorney, Solicitor or Notary Public, to whom such Infant or other Person shall have been articled or have contracted to serve, shall have neglected to take out his annual Certificate, or to register the same, but such Officer or Officers are hereby directed and empowered to receive, file, enter or register the same, notwithstanding such Omission; and that every Person who shall have regularly served any Attorney or Attornies, Solicitor or Solicitors, Public Notary or Public Notaries, for the Term of Years required by Law, shall not be prevented or disqualified from being admitted an Attorney, Solicitor or Public Notary, by reason of any Omission of the Person or Persons to whom he served for the said Term, or for any Part thereof, having so neglected to take out his annual Certificate or to register the same; provided that such Person is otherwise entitled to be created and admitted to such Office by the Laws now in force relating thereto.

indemnified and discharged from Penalties;

and Officer to receive and enroll, or file, such Contract or Affidavit.

Person having served Clerkship not disqualified by reason of his Master not having taken out Certificate.

Persons prosecuted, and hereby meant to be indemnified, may plead the General Issue.

VIII. And be it further enacted, That in case any Action, Suit, Bill of Indictment or Information, shall from and after the passing of this Act be brought, carried on or prosecuted against any Person or Persons hereby meant or intended to be indemnified, recapacitated or restored, for or on account of any Forfeiture, Penalty, Incapacity or Disability whatsoever, incurred or to be incurred by any such Neglect or Omission, such Person or Persons may plead the General Issue, and upon their Defence give this Act and the special Matter in Evidence upon any Trial to be had thereupon.

CAP. VI.

An Act for indemnifying Perſons who, ſince the Twenty ſixth Day of *January* One thouſand eight hundred and ſeventeen, have acted in apprehending, impriſoning or detaining in Cuſtody Perſons ſuſpected of High Treaſon or Treaſonable Practices, and in the Suppreſſion of tumultuous and unlawful Aſſemblies. [17th *March* 1818.]

Reciting that a traitorous Conſpiracy was formed in G. B., to overthrow the Government, and that it had been deemed neceſſary to impriſon and detain ſeveral Perſons ſuſpected of High Treaſon, &c. and to ſeize their Papers, &c.; and that it was neceſſary to protect the Informers againſt ſuch Perſons.

'WHEREAS a traitorous Conſpiracy was formed in *Great Britain* for the Purpoſe of overthrowing, by means of a general Inſurrection, the eſtabliſhed Government, Laws and Conſtitution of this Kingdom: And Whereas divers Perſons have tumultuouſly, unlawfully and in a diſorderly manner aſſembled together in *Great Britain*, under Pretence or for the Purpoſe of proceeding to *London* in ſuch Numbers as greatly to diſturb and endanger the public Peace and Tranquillity, and to cauſe Terror and Intimidation in the Minds of His Majeſty's loyal and peaceable Subjects: And Whereas in order to ſecure the internal Peace and Tranquillity of the Country, and to counteract ſuch traitorous Conſpiracy, it has been deemed neceſſary, ſince the Twenty ſixth Day of *January* One thouſand eight hundred and ſeventeen, from time to time to apprehend, commit, impriſon and detain in Cuſtody divers Perſons ſuſpected of High Treaſon or Treaſonable Practices, and to ſeize the Papers of divers of ſuch Perſons, and alſo to diſperſe the Perſons ſo tumultuouſly, unlawfully and in a diſorderly manner aſſembled together as aforeſaid, and to apprehend, commit and detain in Cuſtody divers of ſuch laſt mentioned Perſons, and to ſearch the Houſes of divers Perſons for Arms and other offenſive Weapons concealed or ſuſpected to be concealed therein: And Whereas in caſe the Acts and Proceedings of the ſeveral Perſons concerned or employed in ſuch apprehending, committing, impriſoning and detaining in Cuſtody, and diſperſing and ſeizing and ſearching as aforeſaid, ſhould be called in queſtion, it may be impoſſible for them to juſtify or defend the ſame without an open Diſcloſure of the Information given, and the means by which the ſaid traitorous Deſigns and unlawful Purpoſes were diſcovered; and it is neceſſary for the Safety and Protection of the Perſons by whoſe Information and means the ſame have been diſcovered, and for the future Prevention of ſimilar Practices, that ſuch Information and means ſhould remain ſecret and undiſcloſed: And Whereas ſome of the ſaid Acts done may not have been ſtrictly juſtifiable in Law, but being done for the Preſervation of the public Peace and Safety, it is fit that the Perſons doing the ſame ſhould be ſaved harmleſs in reſpect thereof;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all perſonal Actions, Suits, Indictments and Proſecutions, heretofore brought, commenced, preferred or exhibited, or now depending or to be hereafter brought, commenced, preferred or exhibited, and all Judgments thereupon obtained, if any ſuch there be or ſhall be, and all Proceedings whatſoever againſt any Perſon or Perſons for or on account of any Act, matter or thing by him or them done or commanded,

Actions and Proceedings on account of any thing done in apprehending and impriſoning Perſons charged with High Treaſon, &c. made void, and the

Perſons againſt whom ſuch Actions are brought indemnified.

commanded, ordered, directed or adviſed to be done, ſince the Twenty ſixth Day of *January* One thouſand eight hundred and ſeventeen, for apprehending, committing, impriſoning, detaining in Cuſtody or diſcharging any Perſon or Perſons who hath or have been impriſoned or detained in Cuſtody for High Treaſon, or Suſpicion of High Treaſon or Treaſonable Practices, not relating to Coin, or for apprehending, committing, impriſoning or detaining in Cuſtody any Perſon or Perſons who have been impriſoned or detained in Cuſtody for having been ſo tumultuouſly, unlawfully and in a diſorderly manner aſſembled as aforeſaid, or for diſperſing any Perſons ſo aſſembled as aforeſaid, or for ſeizing the Papers of any ſuch Perſon or Perſons, or for ſearching Houſes for Arms and other offenſive Weapons as aforeſaid, ſhall be diſcharged and made void; and that every Perſon by whom any ſuch Act, matter, or thing ſhall have been done or commanded, ordered, directed or adviſed to be done, ſhall be freed, acquitted, diſcharged and indemnified, as well againſt The King's Majeſty, His Heirs and Succeſſors, as againſt the Perſon and Perſons ſo apprehended, committed, impriſoned or detained in Cuſtody, diſcharged or diſperſed, and all and every other Perſon and Perſons whomſoever.

Generall Iſſue.

II. And be it further enacted, That if any Action or Suit hath been or ſhall be brought, commenced or had in any Court of that Part of the United Kingdom called *England*, againſt any Perſon or Perſons for or on account of any ſuch Act, matter or thing as aforeſaid, he and they may plead the General Iſſue, and give this Act and the Special Matter in Evidence; and if the Plaintiff or Plaintiffs ſhall become nonſuit, or forbear further Proſecution, or ſuffer Diſcontinuance in any ſuch Action or Suit, or if a Verdict ſhall paſs againſt the Plaintiff or Plaintiffs therein, the Defendant or Defendants ſhall have and be entitled to Double Coſts, for which he or they ſhall have the like Remedy as in other Caſes in which Coſts by Law are given to Defendants; and if any ſuch Action or Suit hath been or ſhall be brought, commenced or had in any Court within that Part of *Great Britain* called *Scotland*, the Court before whom or in which ſuch Action or Suit ſhall be brought, commenced or had, or ſhall be depending, ſhall allow to the Defender or Defenders therein the Benefit of the Diſcharge and Indemnity hereinbefore provided, and ſhall further decern the Purſuer or Purſuers to pay the Defender or Defenders the full and real Expences which he or they ſhall be put to by ſuch Action or Suit: Provided always, that in ſuch Caſes in which any ſuch Action or Suit ſhall have been commenced before the Twenty ſeventh Day of *February* now laſt paſt, and in which the Plaintiff or Plaintiffs, Purſuer or Purſuers, ſhall not have continued ſince the Twenty ſeventh Day of *February*, or ſhall not hereafter continue the Proceedings in any ſuch Action or Suit, ſuch Plaintiff or Plaintiffs, Purſuer or Purſuers, ſhall not be liable to any Coſts or Expences.

Double Coſts.

In Actions brought in Scotland Defenders allowed their Expences.

Proviſo.

Application may be made to the Court in which the Action ſhall be brought, or to one of the Judges if the Court be not

III. And be it further enacted, That if any Action, Suit, Indictment, Information, Proſecution or Proceeding hath been or ſhall be brought, commenced, preferred, exhibited or had in any Court againſt any Perſon or Perſons for or on account of any ſuch Act, matter or thing as aforeſaid, it ſhall be lawful for the Defendant or Defendants, Defender or Defenders, in any ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding, or for any of them, to apply by

by Motion, Petition or otherwiſe, in a ſummary Way, to the Court in which the ſame hath been or ſhall be brought, commenced, preferred, exhibited or had, or ſhall be depending, if ſuch Court ſhall be ſitting, and if not ſitting, then to any one of the Judges or Juſtices of ſuch Court, to ſtay all further Proceedings in ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding; and ſuch Court, and any Judge or Juſtice thereof when the ſaid Court ſhall not be ſitting, is hereby authorized and required to examine the matter of ſuch Application; and upon Proof by the Oath or Affidavit of the Perſon or Perſons making ſuch Application, or any of them, or other Proof to the Satisfaction of ſuch Court, Judge or Juſtice, that ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding is brought, commenced, preferred, exhibited or had for or on account of any ſuch Act, matter or thing as aforeſaid, to make an Order for ſtaying Execution and all other Proceedings in ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding, in whatever State the ſame ſhall or may then be; and the Court or the Judge or Juſtice making ſuch Order for Stay of Proceedings in any Action or Suit as aforeſaid ſhall alſo order unto the Defendant or Defendants, Defender or Defenders, and he or they ſhall have and be entitled to Double Coſts for all ſuch Proceeding as ſhall be had or carried on in any ſuch Action or Suit after the paſſing of this Act, and for which Coſts he and they ſhall have the like Remedy as in Caſes where Coſts are by Law given to Defendants or Defenders: Provided always, that it ſhall be lawful for any Perſon or Perſons, being a Party or Parties to any ſuch Action, Suit, Indictment, Information, Proſecution or other Proceeding, to apply by Motion, Petition or otherwiſe, in a ſummary Way, to the Court in which the ſame ſhall have been brought, commenced, preferred, exhibited or had, or ſhall be depending, to vacate, diſcharge or ſet aſide any Order made by any Judge or Juſtice of that Court for ſtaying Proceedings, or for Payment of Coſts as aforeſaid, ſo as ſuch Application be made within the firſt Four Days on which ſuch Court ſhall ſit next after the making of any ſuch Order by any Judge or Juſtice as aforeſaid; and ſuch Court is hereby required to examine the Matter of ſuch Application, and to make ſuch Order therein as if the Application had been originally made to the ſaid Court, but nevertheleſs in the meantime, and until ſuch Application ſhall be made to the ſaid Court, and unleſs the ſaid Court ſhall think fit to vacate, diſcharge, ſet aſide or reverſe the Order made by any ſuch Judge or Juſtice as aforeſaid, the ſame ſhall continue in full Force to all Intents and Purpoſes whatſoever.

ſitting, to ſtay Proceedings, &c.

and on Proof by Oath or Affidavit of ſuch Action commenced, Order may be made.

Double Coſts.

Proviſo for Application to ſet aſide Order.

IV. Provided alſo, and be it enacted by the Authority aforeſaid, That if any Action or Suit hath been or ſhall be brought, commenced or had in any Court in that Part of the United Kingdom called *Ireland*, for, or by reaſon, or on account of apprehending, committing, impriſoning, detaining in Cuſtody or diſcharging out of Cuſtody, any Perſon or Perſons in *Ireland* who have or hath been charged with High Treaſon, or Suſpicion of High Treaſon or Treaſonable Practices, committed or carried on, or alledged to have been committed or carried on in *Great Britain*, any Perſon or Perſons againſt whom any ſuch Action or Suit hath been or ſhall be brought, commenced or had, may plead the General Iſſue, and give in Evidence this Act and the Special Matter, and ſhall be entitled to Double Coſts in like Caſes in which any Defendant or Defendants ſued in *Great Britain* is or are

In Actions brought in Ireland, General Iſſue.

Double Coſts;

hereby declared to be entitled to Double Coſts, and ſhall have the like Remedies for the ſame; and the Court in *Ireland* in which ſuch Action or Suit hath been or ſhall be commenced whilſt ſitting, and the reſpective Judges thereof whilſt the Court is not ſitting, are and is hereby empowered, authorized and required, upon Applications made for that Purpoſe in a ſummary Way by any Defendant or Defendants, to examine the Matter of ſuch Applications, and thereupon to make Orders as to ſtaying Execution and other Proceedings, and as to Double Coſts, in ſuch and the like Manner as is hereinbefore enacted and provided with reſpect to Applications made to any Court or Judge in *England*, and with ſuch and the like Power to the Courts when ſitting to vacate, diſcharge or ſet aſide any Orders made by any Judge of ſuch Court when the ſaid Court was not ſitting.

and Order to ſtay Proceedings on ſummary Application.

Perſons diſcharged out of Cuſtody, deemed legally diſcharged.

V. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons diſcharged out of Cuſtody as aforeſaid, although he ſhall not have been diſcharged according to Law, ſhall be deemed and taken to have been legally diſcharged out of Cuſtody.

CAP. VII.

An Act to indemnify all Perſons who have been concerned in adviſing, iſſuing or carrying into Execution any Order or Orders for permitting the Importation and Exportation of certain Goods and Commodities in Foreign Bottoms into and out of certain of His Majeſty's *Weſt India* Iſlands.

[17th *March* 1818.]

Recital of Stat. 12 Car. 2. c. 18.

'WHEREAS by an Act paſſed in the Twelfth Year of the Reign of His late Majeſty King *Charles* the Second, intituled *An Act for the encouraging and increaſing of Shipping and Navigation*, and by other Acts of Parliament now in force, no Goods or Commodities whatſoever can be imported into or exported out of any Lands, Iſlands, Plantations or Territories to His Majeſty belonging, or in His Majeſty's Poſſeſſion, or which may hereafter belong unto or be in the Poſſeſſion of His Majeſty, His Heirs and Succeſſors, in *Aſia*, *Africa* or *America*, in any other Ship or Ships, Veſſel or Veſſels whatſoever, but in ſuch Ships or Veſſels as do truly and without Fraud belong only to the People of the United Kingdom of *Great Britain* and *Ireland*, or of any of the Territories thereof, in the manner and ſubject to the Exceptions and Regulations in the ſaid Acts reſpectively contained; but Whereas, notwithſtanding the ſaid Acts, His Majeſty's Governor of the Iſland of *Dominica*, and the Perſon acting as Governor of *Saint Lucia*, have found themſelves under the Neceſſity of opening, with the Advice of their reſpective Councils, the Ports of the ſaid Iſlands, for a limited time, for the Importation of certain Articles neceſſary for the Supply of the ſaid Iſlands, Colonies, Settlements and Territories, in Foreign Bottoms, and in like manner for the Exportation of certain Articles the Produce of the ſaid Iſlands in return for the ſame: And Whereas ſuch Importation and Exportation as aforeſaid are contrary to the ſaid Acts of Parliament, but being permitted from the Neceſſity of the Occaſion, the ſame ought to be juſtified by an Act of Parliament, and rendered valid and of due

And that the Governors of Dominica and St. Lucia had been obliged to open the Ports of the ſaid Iſlands for Importation and Exportation of certain Articles, as herein mentioned.

Force

'Force in Law, and all Perſons adviſing or iſſuing any Order or 'Permiſſion of the ſaid Governor, or Perſon acting as ſuch, ought to 'be reſpectively juſtified;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Orders and Permiſſions be and be deemed valid accordingly, and of due Force in Law; and that all perſonal Actions and Suits, Indictments, Informations and all Proſecutions and Proceedings whatſoever, which have been or ſhall be hereafter proſecuted or commenced againſt any Perſon or Perſons for having adviſed or iſſued or carried into Execution any ſuch Order or Permiſſion at any time before the paſſing of this Act, be, are and ſhall be diſcharged and made void by virtue of this Act; and that if any Action or Suit ſhall be proſecuted or commenced againſt any Perſon or Perſons for or by reaſon of any ſuch Act, matter or thing ſo adviſed, commanded, appointed or done, he, ſhe or they may plead the General Iſſue, and give this Act and the Special Matter in Evidence; and if the Plaintiff or Plaintiffs in any Action or Suit ſo to be proſecuted or commenced in that Part of the United Kingdom called *England*, or that part called *Ireland*, or in the ſaid *Weſt India* Iſlands, ſhall become nonſuit, or forbear further Proſecution, or ſuffer Diſcontinuance, or if a Verdict ſhall paſs againſt ſuch Plaintiff or Plaintiffs, the Defendant or Defendants ſhall recover his, her or their Double Coſts, for which he, ſhe or they ſhall have the like Remedy as in Caſes where the Coſts by Law are given to the Defendants; and if any ſuch Action or Suit as aforeſaid ſhall be commenced or proſecuted in that Part of *Great Britain* called *Scotland*, the Court before which ſuch Action or Suit ſhall be commenced or proſecuted ſhall allow to the Defender the Benefit of the Diſcharge and Indemnity thereby provided, and ſhall further allow him his Double Coſts of Suit in all ſuch Caſes as aforeſaid.

Orders for the Importation of Articles into certain Ports contrary to the recited Act declared valid; and on Action brought,

General Iſſue.

Double Coſts;

and in Actions in Scotland,

Indemnity and Double Coſts.

II. And be it alſo enacted, That if any Action or Suit hath been already commenced againſt any Perſon or Perſons for any ſuch Act, matter or thing ſo adviſed, commanded, appointed or done, it ſhall and may be lawful for the Defendants or Defenders in ſuch Actions or Suit reſpectively, in whatever Court in the United Kingdom of *Great Britain* and *Ireland*, or in the ſaid *Weſt India* Iſlands, ſuch Action or Suit ſhall have been commenced, to apply to ſuch Court or Courts reſpectively to ſtay all Proceedings thereon reſpectively, by Motion in a ſummary Way, and ſuch Court or Courts are hereby required to make Order for that Purpoſe accordingly; and the Court or Courts making ſuch Order ſhall allow and award to the Defendants or Defenders reſpectively Double Coſts of Suit, for which they ſhall reſpectively have the like Remedy as in Caſes where the Coſts are by Law given to the Defendants or Defenders.

If any Actions brought, Proceedings may be ſtayed on ſummary Application.

Double Coſts.

CAP.

CAP. VIII.

An Act to authorize the Governors of the Hospital of King *Charles* the Second for ancient and maimed Officers and Soldiers of the Army of *Ireland*, (usually called the Royal Hospital at *Kilmainham*,) to suspend or take away the Pensions of such Pensioners of the said Hospital as shall be guilty of any Fraud in respect of Prize Money or Pensions, or of any other gross Misconduct.

[17th *March* 1818.]

'WHEREAS no sufficient Provision is made for punishing 'Frauds in *Ireland* relating to Pensions or Prize Money of 'Soldiers; and it is expedient that Powers should be given to the 'Governors of the Hospital of King *Charles* the Second, for ancient 'and maimed Officers and Soldiers of the Army of *Ireland*, (usually 'called the Royal Hospital at *Kilmainham*,) to take away or sus-'pend the Pensions payable at the said Hospital of such Persons 'as shall be guilty of Frauds or other gross Misconduct;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, upon Complaint and Proof being made to the Satisfaction of the Governors of the said Hospital, or any Three of them, that any Fraud either with respect to the Receipt of Prize Money or Pension, or any other Money in the Nature of Allowance or Bounty Money, hath been or shall be attempted or practised by any Person being a Pensioner of the said Hospital, or that any such Pensioner hath attempted or practised any other gross Misconduct, it shall and may be lawful for the Governors of the said Hospital, and they are hereby authorized to suspend or entirely to take away the Pension payable at the said Hospital to the Person so offending; and upon the Order of the said Governors under their Corporate Seal, or of any Three or more of such Governors, under their Hands and Seals, the Pension therein mentioned shall be suspended or altogether taken away, according to the tenor of the said Order; any thing in any other Act contained to the contrary thereof in any wise notwithstanding.

Governors may suspend or take away Pensions of Pensioners guilty of Fraud, or of attempting, &c. gross Misconduct.

CAP. IX.

An Act to further continue, until the Fifth Day of *July* One thousand eight hundred and eighteen, Two Acts of the Fifty fourth Year of His present Majesty, for repealing the Duties of Customs on Madder imported into *Great Britain*, and for granting other Duties in lieu thereof.

[17th *March* 1818.]

54 G. 3. c. 26.

'WHEREAS an Act was passed in the Fifty fourth Year of 'His present Majesty's Reign, intituled *An Act for repealing 'the Duties of Customs on Madder imported into* Great Britain, *and 'for granting other Duties in lieu thereof, to continue in force until 'the Fifth Day of* January *One thousand eight hundred and seven-*

'*teen:*

'teen: And Whereas another Act was passed in the same Session of Parliament, intituled *An Act to rectify a Mistake in an Act of the present Session of Parliament, for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof:* And Whereas an Act was passed in the Fifty sixth Year of His present Majesty's Reign, intituled *An Act to continue, until the Twenty fifth Day of* March *One thousand eight hundred and eighteen, Two Acts of the Fifty fourth Year of His present Majesty, for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof:* And Whereas it is expedient that the said first recited Act, as altered by the second recited Act, should be further continued;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said first recited Act, as amended by the said second recited Act, shall be further continued until the Fifth Day of *July* One thousand eight hundred and eighteen.

54 G. 3. c. 27.

56 G. 3. c. 69.

54 G. 3. c. 26. continued.

CAP. X.

An Act to rectify a Mistake in an Act, passed in the Fifty fifth Year of the Reign of His present Majesty, for punishing Mutiny and Desertion, and to indemnify certain Persons in relation thereto. [17th *March* 1818.]

Recital of Stat. 55 G. 3. c. 108.

'WHEREAS an Act was made in the Fifty fifth Year of the Reign of His present Majesty, and passed on the Twenty second Day of *June* in the said Year, intituled *An Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters:* And Whereas it was in and by the said Act enacted, that the said Act should continue in force within *Great Britain* from the Twenty fourth Day of *June* One thousand eight hundred and fifteen to the Twenty fifth Day of *March* One thousand eight hundred and sixteen, and within *Ireland*, and in *Jersey*, *Guernsey*, *Alderney*, *Sark* and *Isle of Man*, and the Islands thereto belonging, from the First Day of *July* One thousand eight hundred and fifteen until the First Day of *April* One thousand eight hundred and sixteen, and in *Gibraltar*, *Spain* and *Portugal*, from the Twenty fifth Day of *August* One thousand eight hundred and fifteen to the Twenty fifth Day of *May* One thousand eight hundred and sixteen, and in all other Parts of *Europe* where His Majesty's Forces might be serving, and in the *West Indies*, *North America* and *Cape of Good Hope*, from the Twenty fifth Day of *October* One thousand eight hundred and fifteen to the Twenty fifth Day of *July* One thousand eight hundred and sixteen, and in all other Places from the Twenty fifth Day of *February* One thousand eight hundred and sixteen to the Twenty fifth Day of *March* One thousand eight hundred and seventeen: And Whereas an Act passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters:* And Whereas it was by the said Act enacted, that the said Act should continue in force within the several and respective Countries and Places mentioned

§ 156.

56 G. 3. c. 10.

§ 157.

'tioned as aforesaid for the several and respective Periods in the said 'last recited Act specified, and in all other Places from the Twenty 'fourth Day of *November* One thousand eight hundred and seven- 'teen to the Twenty fifth Day of *November* One thousand eight 'hundred and eighteen: And Whereas the Acts passed for punishing 'Mutiny and Desertion, and for the better Payment of the Army and 'their Quarters, have always been made to continue, in all such other 'Places as aforesaid, for a much longer Period than in the Places 'specified in the said Acts, on account of the Distance of such other 'Places, and to allow of sufficient time for the Transmission of the 'Act of the following Year; and the said Act of the Fifty fifth 'Year aforesaid ought therefore to have been continued, according to 'the usual Course of the said Acts, as to such other Places, until '*November* One thousand eight hundred and seventeen: And Whereas '*March* was inserted in the said last mentioned Act by Mistake instead 'of *November*; and by reason thereof, and of the succeeding Act of 'the Fifty sixth Year of His Majesty's Reign being made to continue 'in such distant Places for the usual Periods without such Mistake 'in the preceding Act having been discovered, the Provisions of the 'said Acts have not been in force in the *East Indies*, and such other 'distant Parts and Places; and it is therefore expedient and necessary 'that such Mistake and Omission should be remedied, and that all 'Acts, matters and things which would, if the said first recited Act 'had been in force during the said Period, been valid and effectual, 'should be confirmed, and that all Persons who have during the said 'Period exercised any Powers or Authorities, or done any Act, 'matter or thing, which would have been authorized by the said 'Act, if the same had been in force, should be indemnified;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all Powers and Authorities used and exercised, and all Orders which have been issued, given and obeyed, and all Acts done, and matters and things which have happened or arisen in relation to the Punishment of Mutiny and Desertion, and the Preservation of Discipline, and the Payment of the Army and their Quarters, which would, if the Provisions of the said first recited Act had been in force, have been valid and effectual, shall be and are hereby confirmed, and declared to be as valid and effectual, to all Intents and Purposes as if such Mistake had not arisen, and as if the said first recited Act had been continued to the Twenty fifth Day of *November* One thousand eight hundred and seventeen, and the Provisions thereof had been in full Force and Effect; and all Persons who have issued or obeyed any Orders or done any Act in relation thereto, and all other matters and things which would have been good, valid and effectual under the Provisions of the said first recited Act, if the said Act had been continued to the said Twenty fifth Day of *November* One thousand eight hundred and seventeen, shall be and are hereby declared to be fully indemnified and wholly released from any Action, Suit or other Proceedings for or in respect of having issued or obeyed any such Order or done any such Act, and for or in respect of any such matters and things as aforesaid, as fully and effectually to all Intents and Purposes as if the said first recited Act had been in full Force and Effect during such Period as aforesaid.

And that 55 G. 3. c. 108. ought to have been continued till Nov. 1817, and that by Mistake, March had been inserted instead of November.

Acts done to be valid notwithstanding the Mistake of the Date of Continuance in first recited Act, and Persons indemnified.

CAP.

CAP. XI.

An Act for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters.

[17th *March* 1818.]

'WHEREAS the raising or keeping a Standing Army within the United Kingdom of *Great Britain* and *Ireland* in time of Peace, unless it be with the Consent of Parliament, is against Law: And Whereas it is judged necessary by His Majesty, and this present Parliament, that a Body of Forces should be continued for the Safety of the United Kingdom, the Defence of the Possessions of His Majesty's Crown, and the Preservation of the Balance of Power in *Europe*, and that the whole Number of such Forces should consist of One hundred and thirteen thousand six hundred and forty effective Officers and Men, (including the Forces stationed in *France*,) and also Four thousand two hundred Officers and Men proposed to be disbanded, but exclusive of the Officers and Men belonging to the Regiments now employed in the Territorial Possessions of the *East India* Company, or ordered from thence to *Great Britain*: And Whereas no Man can be forejudged of Life or Limb, or subjected in time of Peace to any Kind of Punishment within this Realm by Martial Law, or in any other manner than by the Judgment of his Peers, and according to the known and established Laws of this Realm; yet nevertheless, it being requisite, for the retaining all the before mentioned Forces in their Duty, that an exact Discipline be observed, and that Soldiers who shall mutiny or stir up Sedition, or shall desert His Majesty's Service, be brought to a more exemplary and speedy Punishment than the usual Forms of the Law will allow;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That if any Person who is or shall be commissioned or in Pay as an Officer, or who is or shall be listed or in Pay as a Non Commissioned Officer or Soldier, shall at any time during the Continuance of this Act begin, excite, cause or join in any Mutiny or Sedition in His Majesty's Land or Marine Forces, or shall not use his utmost Endeavours to suppress the same, or coming to the Knowledge of any Mutiny or intended Mutiny, shall not without Delay give Information thereof to his Commanding Officer; or shall misbehave himself before the Enemy; or shall shamefully abandon or deliver up any Garrison, Fortress, Post or Guard committed to his Charge, or which he shall be commanded to defend; or shall compel the Governor or Commanding Officer of any Garrison, Fortress or Post, to deliver up to the Enemy, or to abandon the same; or shall speak Words, or use any other Means to induce such Governor or Commanding Officer, or others, to misbehave before the Enemy, or shamefully to abandon or deliver up any Garrison, Fortress, Post or Guard committed to their respective Charge, or which he or they shall be commanded to defend; or shall leave his Post before relieved; or shall be found sleeping on his Post; or shall hold Correspondence with, or give Advice or Intelligence to any Rebel or Enemy of His Majesty, either by Letters, Messages, Signs or Tokens, in any manner or way whatsoever;

Number of Forces, 113,640.

Every Officer or Private Man, during the Continuance of this Act, who shall mutiny or desert, &c.

or shall be found sleeping upon or shall desert his Post, &c. or shall strike or disobey his su-

perior Officer, ſhall ſuffer Death, or ſuch Puniſhment as a Court Martial may inflict.

whatſoever; or ſhall treat or enter into any Terms with ſuch Rebel or Enemy, without His Majeſty's Licence, or Licence of the General or Chief Commander; or ſhall ſtrike or uſe any Violence againſt his ſuperior Officer, being in the Execution of his Office; or ſhall diſobey any lawful Command of his ſuperior Officer; or ſhall deſert His Majeſty's Service; all and every Perſon ſo offending in any of the matters before mentioned, whether ſuch Offence ſhall be committed within this Realm, or in any other of His Majeſty's Dominions, or in Foreign Parts, upon Land or upon the Sea, ſhall ſuffer Death, or ſuch other Puniſhment as by a Court Martial ſhall be awarded.

Perſons accuſed of capital Crimes, &c. to be delivered over to the Civil Magiſtrate, &c.

XVII. Provided always, and be it further enacted, That if any Officer, Non Commiſſioned Officer or Soldier ſhall be accuſed of any Capital Crime, or of any Violence or Offence againſt the Perſon, Eſtate or Property of any of His Majeſty's Subjects, which is puniſhable by the known Laws of the Land, the Commanding Officer and Officers of every Regiment, Troop, Company or Party, is and are hereby required to uſe his and their utmoſt Endeavours to deliver over ſuch accuſed Perſon to the Civil Magiſtrate; and ſhall alſo be aiding and aſſiſting to the Officers of Juſtice in the ſeizing and apprehending ſuch Offender, in order to bring him to Trial; And if any ſuch Commanding Officer ſhall wilfully neglect or refuſe, upon Application made to him for that Purpoſe, to deliver over any ſuch accuſed Perſon to the Civil Magiſtrate, or to be aiding or aſſiſting to the Officers of Juſtice in apprehending ſuch Offenders, every ſuch Officer ſo offending, and being thereof convicted, upon any Information or Indictment in any of His Majeſty's Courts of Record at *Weſtminſter*, or in any of His Majeſty's Courts in *Scotland*, or in *Dublin*, ſhall be deemed and taken to be *ipſo facto* caſhiered, and ſhall be utterly diſabled to have or hold any Civil or Military Office or Employment within the United Kingdom of *Great Britain* and *Ireland*, or in His Majeſty's Service, and a Certificate thereof ſhall be tranſmitted to the Judge Advocate in *London*.

Commanding Officer not delivering over ſuch Offender,

diſabled.

Proceedings &c. of Courts Martial to be tranſmitted to the Judge Advocate General to be preſerved.

XXXIII. Provided always, and be it enacted, That every Judge Advocate, or Perſon officiating as ſuch at any General Court Martial, do and he is hereby required to tranſmit, with as much Expedition as the Opportunity of time and Diſtance of Place can admit, the original Proceedings and Sentence of ſuch Court Martial to the Judge Advocate General in *London*; and the ſaid original Proceedings and Sentences are to be carefully kept and preſerved in his Office, to the end that the Perſons entitled thereto may be enabled, upon Application to ſuch Office, to obtain Copies thereof, according to the true Intent and meaning of this Act.

Muſter Rolls Ten Miles diſtant from London, to be cloſed within 24 Hours after the Muſter, and returned within Seven Days to the Commiſſary General of Muſters, &c.

XLVII. And be it further enacted, That in *Great Britain* the Deputy or Deputies of the Commiſſary General ſhall, upon every Half Yearly Muſter taken by him or them reſpectively of any Regiment, Troop or Company in His Majeſty's Service, at any Place Ten Miles diſtant from *London*, cloſe the Muſter Rolls of the ſaid Regiment, Troop or Company within Twenty four Hours after ſuch Muſter ſhall have been made, and ſhall return the Rolls ſo taken by the Poſt or other ſafe Conveyance, within Seven Days after their being cloſed, to the Commiſſary General of Muſters; who ſhall and he is hereby directed and required to tranſmit One Set of every of the ſaid Rolls to the Secretary at War, One to the Paymaſter General

General of His Majesty's Land Forces, and One to the Comptrollers of the Accounts of the Army, on or before the First Day of *May* and Twenty ninth Day of *September* respectively following such Half Yearly Muster: And no Alterations or Indorsements shall be made in or upon the said Muster Rolls, other than in the Case of Orders of Leave or Dates of Commissions, and other than involuntary Errors or literal Mistakes in writing or transcribing the said Muster Rolls, upon Pain of forfeiting their respective Employments, and the Sum of Twenty Pounds for every such Offence to any Person who shall sue for the same.

Altering, &c. of same.

Forfeiture of Office, and Penalty 20*l*.

LXXXVII. And be it further enacted, That the Carriages for the Service of the Forces from time to time quartered or marching in *Scotland* shall be provided in like manner and at the Rates, and the Furnisher of such Carriages shall be paid, as was directed by the Law in force in *Scotland* at the time of its Union with *England*: Provided always, that a Cart with one or more Horses, for which the Furnisher shall demand and receive the Sum of Nine pence *per* Mile, shall be required to carry Fifteen Hundred Weight at the least.

Carriages in Scotland how to be provided.

Rates.

'CXXXVI. And Whereas Doubts have arisen whether Officers 'and Persons commissioned or employed in the Commissariat Depart- 'ment, or in the Office of Storekeeper to His Majesty's Regular 'Forces, be within the Intent and meaning of this Act;' Be it declared and enacted, That all Officers and Persons who are or shall be commissioned or employed in the Commissariat Department, or as Storekeeper, or under the Storekeeper General, who are or shall be serving with any Part of His Majesty's Forces at Home or Abroad, and are or shall be placed under the Command of any General or other Officer having Commission from His Majesty, shall be, to all Intents and Purposes, liable to the Provisions of this Act, and to the same Rules and Articles of War, and the same Penalties and Punishments, as in the Case of His Majesty's other Forces.

Persons employed in the Commissariat, and Office of Storekeeper, liable to the Provisions of this Act, while serving with the Forces.

CLVII. And be it further enacted, That this Act shall be and continue in force within *Great Britain* from the Twenty fourth Day of *March* in the Year of our Lord One thousand eight hundred and eighteen, until the Twenty fifth Day of *March* in the Year of our Lord One thousand eight hundred and nineteen; and shall be and continue in force within *Ireland*, and in *Jersey*, *Guernsey*, *Alderney*, *Sark* and *Isle of Man*, and the Islands thereto belonging, from the First Day of *April* in the Year of our Lord One thousand eight hundred and eighteen, until the First Day of *April* in the Year of our Lord One thousand eight hundred and nineteen; and shall be and continue in force in *France*, and in the *Netherlands*, from the Twenty fifth Day of *July* in the Year of our Lord One thousand eight hundred and eighteen, until the Twenty fifth Day of *May* in the Year of our Lord One thousand eight hundred and nineteen; and shall be and continue in force within the Garrison of *Gibraltar*, and in *Spain* and *Portugal*, from the Twenty fifth Day of *May* in the Year of our Lord One thousand eight hundred and eighteen, until the Twenty fifth Day of *June* in the Year of our Lord One thousand eight hundred and nineteen; and shall be and continue in force in all other Parts of *Europe* where His Majesty's Forces may be serving, and in the *West Indies* and *America*, from the Twenty fifth Day of *July* One thousand eight hundred and eighteen, to the Twenty fifth Day of *July* One thousand eight hundred and nineteen; and shall be and continue

Continuance of Act.

Perſons againſt whom ſuch Actions are brought indemnified.

commanded, ordered, directed or adviſed to be done, ſince the Twenty ſixth Day of *January* One thouſand eight hundred and ſeventeen, for apprehending, committing, impriſoning, detaining in Cuſtody or diſcharging any Perſon or Perſons who hath or have been impriſoned or detained in Cuſtody for High Treaſon, or Suſpicion of High Treaſon or Treaſonable Practices, not relating to Coin, or for apprehending, committing, impriſoning or detaining in Cuſtody any Perſon or Perſons who have been impriſoned or detained in Cuſtody for having been ſo tumultuouſly, unlawfully and in a diſorderly manner aſſembled as aforeſaid, or for diſperſing any Perſons ſo aſſembled as aforeſaid, or for ſeizing the Papers of any ſuch Perſon or Perſons, or for ſearching Houſes for Arms and other offenſive Weapons as aforeſaid, ſhall be diſcharged and made void; and that every Perſon by whom any ſuch Act, matter, or thing ſhall have been done or commanded, ordered, directed or adviſed to be done, ſhall be freed, acquitted, diſcharged and indemnified, as well againſt The King's Majeſty, His Heirs and Succeſſors, as againſt the Perſon and Perſons ſo apprehended, committed, impriſoned or detained in Cuſtody, diſcharged or diſperſed, and all and every other Perſon and Perſons whomſoever.

General Iſſue.

II. And be it further enacted, That if any Action or Suit hath been or ſhall be brought, commenced or had in any Court of that Part of the United Kingdom called *England*, againſt any Perſon or Perſons for or on account of any ſuch Act, matter or thing as aforeſaid, he and they may plead the General Iſſue, and give this Act and the Special Matter in Evidence; and if the Plaintiff or Plaintiffs ſhall become nonſuit, or forbear further Proſecution, or ſuffer Diſcontinuance in any ſuch Action or Suit, or if a Verdict ſhall paſs againſt the Plaintiff or Plaintiffs therein, the Defendant or Defendants ſhall have and be entitled to Double Coſts, for which he or they ſhall have the like Remedy as in other Caſes in which Coſts by Law are given to Defendants; and if any ſuch Action or Suit hath been or ſhall be brought, commenced or had in any Court within that Part of *Great Britain* called *Scotland*, the Court before whom or in which ſuch Action or Suit ſhall be brought, commenced or had, or ſhall be depending, ſhall allow to the Defender or Defenders therein the Benefit of the Diſcharge and Indemnity hereinbefore provided, and ſhall further decern the Purſuer or Purſuers to pay the Defender or Defenders the full and real Expences which he or they ſhall be put to by ſuch Action or Suit: Provided always, that in ſuch Caſes in which any ſuch Action or Suit ſhall have been commenced before the Twenty ſeventh Day of *February* now laſt paſt, and in which the Plaintiff or Plaintiffs, Purſuer or Purſuers, ſhall not have continued ſince the Twenty ſeventh Day of *February*, or ſhall not hereafter continue the Proceedings in any ſuch Action or Suit, ſuch Plaintiff or Plaintiffs, Purſuer or Purſuers, ſhall not be liable to any Coſts or Expences.

Double Coſts.

In Actions brought in Scotland Defenders allowed their Expences.

Proviſo.

Application may be made to the Court in which the Action ſhall be brought, or to one of the Judges if the Court be not

III. And be it further enacted, That if any Action, Suit, Indictment, Information, Proſecution or Proceeding hath been or ſhall be brought, commenced, preferred, exhibited or had in any Court againſt any Perſon or Perſons for or on account of any ſuch Act, matter or thing as aforeſaid, it ſhall be lawful for the Defendant or Defendants, Defender or Defenders, in any ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding, or for any of them, to apply by

by Motion, Petition or otherwiſe, in a ſummary Way, to the Court in which the ſame hath been or ſhall be brought, commenced, preferred, exhibited or had, or ſhall be depending, if ſuch Court ſhall be ſitting, and if not ſitting, then to any one of the Judges or Juſtices of ſuch Court, to ſtay all further Proceedings in ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding; and ſuch Court, and any Judge or Juſtice thereof when the ſaid Court ſhall not be ſitting, is hereby authorized and required to examine the matter of ſuch Application; and upon Proof by the Oath or Affidavit of the Perſon or Perſons making ſuch Application, or any of them, or other Proof to the Satisfaction of ſuch Court, Judge or Juſtice, that ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding is brought, commenced, preferred, exhibited or had for or on account of any ſuch Act, matter or thing as aforeſaid, to make an Order for ſtaying Execution and all other Proceedings in ſuch Action, Suit, Indictment, Information, Proſecution or Proceeding, in whatever State the ſame ſhall or may then be; and the Court or the Judge or Juſtice making ſuch Order for Stay of Proceedings in any Action or Suit as aforeſaid ſhall alſo order unto the Defendant or Defendants, Defender or Defenders, and he or they ſhall have and be entitled to Double Coſts for all ſuch Proceeding as ſhall be had or carried on in any ſuch Action or Suit after the paſſing of this Act, and for which Coſts he and they ſhall have the like Remedy as in Caſes where Coſts are by Law given to Defendants or Defenders: Provided always, that it ſhall be lawful for any Perſon or Perſons, being a Party or Parties to any ſuch Action, Suit, Indictment, Information, Proſecution or other Proceeding, to apply by Motion, Petition or otherwiſe, in a ſummary Way, to the Court in which the ſame ſhall have been brought, commenced, preferred, exhibited or had, or ſhall be depending, to vacate, diſcharge or ſet aſide any Order made by any Judge or Juſtice of that Court for ſtaying Proceedings, or for Payment of Coſts as aforeſaid, ſo as ſuch Application be made within the firſt Four Days on which ſuch Court ſhall ſit next after the making of any ſuch Order by any Judge or Juſtice as aforeſaid; and ſuch Court is hereby required to examine the Matter of ſuch Application, and to make ſuch Order therein as if the Application had been originally made to the ſaid Court, but nevertheleſs in the meantime, and until ſuch Application ſhall be made to the ſaid Court, and unleſs the ſaid Court ſhall think fit to vacate, diſcharge, ſet aſide or reverſe the Order made by any ſuch Judge or Juſtice as aforeſaid, the ſame ſhall continue in full Force to all Intents and Purpoſes whatſoever.

ſitting, to ſtay Proceedings, &c.;

and on Proof by Oath or Affidavit of ſuch Action commenced, Order may be made.

Double Coſts.

Proviſo for Application to ſet aſide Order.

IV. Provided alſo, and be it enacted by the Authority aforeſaid, That if any Action or Suit hath been or ſhall be brought, commenced or had in any Court in that Part of the United Kingdom called *Ireland*, for, or by reaſon, or on account of apprehending, committing, impriſoning, detaining in Cuſtody or diſcharging out of Cuſtody, any Perſon or Perſons in *Ireland* who have or hath been charged with High Treaſon, or Suſpicion of High Treaſon or Treaſonable Practices, committed or carried on, or alledged to have been committed or carried on in *Great Britain*, any Perſon or Perſons againſt whom any ſuch Action or Suit hath been or ſhall be brought, commenced or had, may plead the General Iſſue, and give in Evidence this Act and the Special Matter, and ſhall be entitled to Double Coſts in like Caſes in which any Defendant or Defendants ſued in *Great Britain* is or are

In Actions brought in Ireland, General Iſſue.

Double Coſts;

hereby declared to be entitled to Double Costs, and shall have the like Remedies for the same; and the Court in *Ireland* in which such Action or Suit hath been or shall be commenced whilst sitting, and the respective Judges thereof whilst the Court is not sitting, are and is hereby empowered, authorized and required, upon Applications made for that Purpose in a summary Way by any Defendant or Defendants, to examine the Matter of such Applications, and thereupon to make Orders as to staying Execution and other Proceedings, and as to Double Costs, in such and the like Manner as is hereinbefore enacted and provided with respect to Applications made to any Court or Judge in *England*, and with such and the like Power to the Courts when sitting to vacate, discharge or set aside any Orders made by any Judge of such Court when the said Court was not sitting.

and Order to stay Proceedings on summary Application.

V. And be it further enacted by the Authority aforesaid, That all and every Person and Persons discharged out of Custody as aforesaid, although he shall not have been discharged according to Law, shall be deemed and taken to have been legally discharged out of Custody.

Persons discharged out of Custody, deemed legally discharged.

CAP. VII.

An Act to indemnify all Persons who have been concerned in advising, issuing or carrying into Execution any Order or Orders for permitting the Importation and Exportation of certain Goods and Commodities in Foreign Bottoms into and out of certain of His Majesty's *West India* Islands.

[17th *March* 1818.]

Recital of Stat. 12 Car. 2. c. 18.

'WHEREAS by an Act passed in the Twelfth Year of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for the encouraging and increasing of Shipping and Navigation*, and by other Acts of Parliament now in force, no Goods or Commodities whatsoever can be imported into or exported out of any Lands, Islands, Plantations or Territories to His Majesty belonging, or in His Majesty's Possession, or which may hereafter belong unto or be in the Possession of His Majesty, His Heirs and Successors, in *Asia*, *Africa* or *America*, in any other Ship or Ships, Vessel or Vessels whatsoever, but in such Ships or Vessels as do truly and without Fraud belong only to the People of the United Kingdom of *Great Britain* and *Ireland*, or of any of the Territories thereof, in the manner and subject to the Exceptions and Regulations in the said Acts respectively contained; but Whereas, notwithstanding the said Acts, His Majesty's Governor of the Island of *Dominica*, and the Person acting as Governor of *Saint Lucia*, have found themselves under the Necessity of opening, with the Advice of their respective Councils, the Ports of the said Islands, for a limited time, for the Importation of certain Articles necessary for the Supply of the said Islands, Colonies, Settlements and Territories, in Foreign Bottoms, and in like manner for the Exportation of certain Articles the Produce of the said Islands in return for the same: And Whereas such Importation and Exportation as aforesaid are contrary to the said Acts of Parliament, but being permitted from the Necessity of the Occasion, the same ought to be justified by an Act of Parliament, and rendered valid and of due

And that the Governors of Dominica and St. Lucia had been obliged to open the Ports of the said Islands for Importation and Exportation of certain Articles, as herein mentioned.

' Force

'Force in Law, and all Perſons adviſing or iſſuing any Order or 'Permiſſion of the ſaid Governor, or Perſon acting as ſuch, ought to 'be reſpectively juſtified;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Orders and Permiſſions be and be deemed valid accordingly, and of due Force in Law; and that all perſonal Actions and Suits, Indictments, Informations and all Proſecutions and Proceedings whatſoever, which have been or ſhall be hereafter proſecuted or commenced againſt any Perſon or Perſons for having adviſed or iſſued or carried into Execution any ſuch Order or Permiſſion at any time before the paſſing of this Act, be, are and ſhall be diſcharged and made void by virtue of this Act; and that if any Action or Suit ſhall be proſecuted or commenced againſt any Perſon or Perſons for or by reaſon of any ſuch Act, matter or thing ſo adviſed, commanded, appointed or done, he, ſhe or they may plead the General Iſſue, and give this Act and the Special Matter in Evidence; and if the Plaintiff or Plaintiffs in any Action or Suit ſo to be proſecuted or commenced in that Part of the United Kingdom called *England*, or that part called *Ireland*, or in the ſaid *Weſt India* Iſlands, ſhall become nonſuit, or forbear further Proſecution, or ſuffer Diſcontinuance, or if a Verdict ſhall paſs againſt ſuch Plaintiff or Plaintiffs, the Defendant or Defendants ſhall recover his, her or their Double Coſts, for which he, ſhe or they ſhall have the like Remedy as in Caſes where the Coſts by Law are given to the Defendants; and if any ſuch Action or Suit as aforeſaid ſhall be commenced or proſecuted in that Part of *Great Britain* called *Scotland*, the Court before which ſuch Action or Suit ſhall be commenced or proſecuted ſhall allow to the Defender the Benefit of the Diſcharge and Indemnity thereby provided, and ſhall further allow him his Double Coſts of Suit in all ſuch Caſes as aforeſaid.

Orders for the Importation of Articles into certain Ports contrary to the recited Act declared valid; and on Action brought,

General Iſſue.

Double Coſts; and in Actions in Scotland,

Indemnity and Double Coſts.

II. And be it alſo enacted, That if any Action or Suit hath been already commenced againſt any Perſon or Perſons for any ſuch Act, matter or thing ſo adviſed, commanded, appointed or done, it ſhall and may be lawful for the Defendants or Defenders in ſuch Actions or Suit reſpectively, in whatever Court in the United Kingdom of *Great Britain* and *Ireland*, or in the ſaid *Weſt India* Iſlands, ſuch Action or Suit ſhall have been commenced, to apply to ſuch Court or Courts reſpectively to ſtay all Proceedings thereon reſpectively, by Motion in a ſummary Way, and ſuch Court or Courts are hereby required to make Order for that Purpoſe accordingly; and the Court or Courts making ſuch Order ſhall allow and award to the Defendants or Defenders reſpectively Double Coſts of Suit, for which they ſhall reſpectively have the like Remedy as in Caſes where the Coſts are by Law given to the Defendants or Defenders.

If any Actions brought, Proceedings may be ſtayed on ſummary Application.

Double Coſts.

CAP.

CAP. VIII.

An Act to authorize the Governors of the Hospital of King *Charles* the Second for ancient and maimed Officers and Soldiers of the Army of *Ireland*, (usually called the Royal Hospital at *Kilmainham*,) to suspend or take away the Pensions of such Pensioners of the said Hospital as shall be guilty of any Fraud in respect of Prize Money or Pensions, or of any other gross Misconduct.

[17th *March* 1818.]

'WHEREAS no sufficient Provision is made for punishing 'Frauds in *Ireland* relating to Pensions or Prize Money of 'Soldiers; and it is expedient that Powers should be given to the 'Governors of the Hospital of King *Charles* the Second, for ancient 'and maimed Officers and Soldiers of the Army of *Ireland*, (usually 'called the Royal Hospital at *Kilmainham*,) to take away or sus-'pend the Pensions payable at the said Hospital of such Persons 'as shall be guilty of Frauds or other gross Misconduct;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, upon Complaint and Proof being made to the Satisfaction of the Governors of the said Hospital, or any Three of them, that any Fraud either with respect to the Receipt of Prize Money or Pension, or any other Money in the Nature of Allowance or Bounty Money, hath been or shall be attempted or practised by any Person being a Pensioner of the said Hospital, or that any such Pensioner hath attempted or practised any other gross Misconduct, it shall and may be lawful for the Governors of the said Hospital, and they are hereby authorized to suspend or entirely to take away the Pension payable at the said Hospital to the Person so offending; and upon the Order of the said Governors under their Corporate Seal, or of any Three or more of such Governors, under their Hands and Seals, the Pension therein mentioned shall be suspended or altogether taken away, according to the tenor of the said Order; any thing in any other Act contained to the contrary thereof in any wise notwithstanding.

Governors may suspend or take away Pensions of Pensioners guilty of Fraud, or of attempting, &c. gross Misconduct.

CAP. IX.

An Act to further continue, until the Fifth Day of *July* One thousand eight hundred and eighteen, Two Acts of the Fifty fourth Year of His present Majesty, for repealing the Duties of Customs on Madder imported into *Great Britain*, and for granting other Duties in lieu thereof.

[17th *March* 1818.]

54 G. 3. c. 26.

'WHEREAS an Act was passed in the Fifty fourth Year of 'His present Majesty's Reign, intituled *An Act for repealing 'the Duties of Customs on Madder imported into* Great Britain, *and 'for granting other Duties in lieu thereof, to continue in force until 'the Fifth Day of* January *One thousand eight hundred and seven-*

'*teen:*

'teen: And Whereas another Act was passed in the same Session of Parliament, intituled *An Act to rectify a Mistake in an Act of the present Session of Parliament, for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof:* And Whereas an Act was passed in the Fifty sixth Year of His present Majesty's Reign, intituled *An Act to continue, until the Twenty fifth Day of* March *One thousand eight hundred and eighteen, Two Acts of the Fifty fourth Year of His present Majesty, for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof:* And Whereas it is expedient that the said first recited Act, as altered by the second recited Act, should be further continued;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said first recited Act, as amended by the said second recited Act, shall be further continued until the Fifth Day of *July* One thousand eight hundred and eighteen. 54 G. 3. c. 27. 56 G. 3. c. 69. 54 G. 3. c. 26. continued.

CAP. X.

An Act to rectify a Mistake in an Act, passed in the Fifty fifth Year of the Reign of His present Majesty, for punishing Mutiny and Desertion, and to indemnify certain Persons in relation thereto. [17th *March* 1818.]

'WHEREAS an Act was made in the Fifty fifth Year of the Reign of His present Majesty, and passed on the Twenty second Day of *June* in the said Year, intituled *An Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters:* And Whereas it was in and by the said Act enacted, that the said Act should continue in force within *Great Britain* from the Twenty fourth Day of *June* One thousand eight hundred and fifteen to the Twenty fifth Day of *March* One thousand eight hundred and sixteen, and within *Ireland*, and in *Jersey*, *Guernsey*, *Alderney*, *Sark* and *Isle of Man*, and the Islands thereto belonging, from the First Day of *July* One thousand eight hundred and fifteen until the First Day of *April* One thousand eight hundred and sixteen, and in *Gibraltar*, *Spain* and *Portugal*, from the Twenty fifth Day of *August* One thousand eight hundred and fifteen to the Twenty fifth Day of *May* One thousand eight hundred and sixteen, and in all other Parts of *Europe* where His Majesty's Forces might be serving, and in the *West Indies*, *North America* and *Cape of Good Hope*, from the Twenty fifth Day of *October* One thousand eight hundred and fifteen to the Twenty fifth Day of *July* One thousand eight hundred and sixteen, and in all other Places from the Twenty fifth Day of *February* One thousand eight hundred and sixteen to the Twenty fifth Day of *March* One thousand eight hundred and seventeen: And Whereas an Act passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters:* And Whereas it was by the said Act enacted, that the said Act should continue in force within the several and respective Countries and Places mentioned Recital of Stat. 55 G. 3. c. 108. § 156. 56 G. 3. c. 10. § 157.

'Licences for retailing Spirits were, from and after the Fifth Day of 'July One thouſand eight hundred and ſixteen, repealed, and other 'Duties were impoſed in lieu thereof; but in the Impoſition of ſuch 'new Duties the Licence Duties which were intended to be paid by 'Retailers in *Scotland* of plain *Aqua Vitæ* only were omitted;' For Remedy whereof, be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act there ſhall be raiſed, levied, collected and paid throughout *Scotland*, to and for the Uſe of His Majeſty, His Heirs and Succeſſors, the ſeveral annual Sums of Money hereinafter mentioned, for and upon all Licences to be taken out according to the Laws in each Caſe made and provided by Retailers of plain *Aqua Vitæ* only in *Scotland*, that is to ſay, by every Perſon who, within the Limits of any Royal Burgh, Burgh of Barony or Regality, in any Part of *Scotland*, or in any Place in any other Part of *Scotland* other than within the Highlands of *Scotland*, limited and deſcribed in the Acts in that Caſe made and provided, ſhall retail any Spirits made or diſtilled from Malt, Corn, Grain, Barley, Beer, Bigg or other *Britiſh* Materials, and commonly called or known by the Name of *Aqua Vitæ* in that Part of the United Kingdom, for every ſuch Licence to retail plain *Aqua Vitæ* only, Four Pounds; and by every Perſon who ſhall retail ſuch Spirits within the ſeveral Counties and Diſtricts of the Highlands of *Scotland*, the Royal Burghs, Burghs of Barony or Regality therein excepted, for every ſuch Licence Two Pounds.

4l. to be paid for Licences for retailing Spirits within any Royal Burgh or Place not within the Highlands;

and 2l. in the Highlands, Royal Burghs, &c. excepted.

II. And be it further enacted, That the Duties by this Act impoſed ſhall be under the Management of the Commiſſioners of Exciſe in *Scotland* for the time being.

Duties under Commiſſioners of Exciſe.

III. And be it further enacted, That the ſeveral Duties and Sums of Money above mentioned and hereby impoſed ſhall and may be reſpectively raiſed, levied, collected, anſwered, paid, recovered, adjudged and allowed, in ſuch and the like manner as in and by any or either of the general or ſpecial Means, Ways or Methods by which the former Duties of Exciſe reſpectively of the ſame kinds reſpectively were or might be raiſed, levied, collected, anſwered, paid, recovered, adjudged or allowed; and the Retailers reſpectively before mentioned ſhall be and are hereby made ſubject to all and every the Conditions, Regulations, Rules, Reſtrictions and Forfeitures to which ſuch Perſons in general, and alſo to all and every the ſpecial Conditions, Rules, Regulations, Reſtrictions and Forfeitures reſpectively, to which the like Perſons reſpectively were ſubject or liable by any Act or Acts of Parliament in force immediately before the paſſing of this Act relating to the Duties of Exciſe; and all and every Pain, Penalty, Fine or Forfeiture of any Nature or Kind whatever, for any Offence whatever committed againſt or in breach of any Act or Acts of Parliament in force immediately before the paſſing of this Act made for ſecuring the Revenue of Exciſe, or for the Regulation or Improvement thereof, and the ſeveral Clauſes, Powers and Directions therein contained, ſhall and are hereby directed and declared to extend to and ſhall be reſpectively applied, practiſed and put in execution for and in reſpect of the ſeveral Duties of Exciſe and Sums of Money hereby impoſed and made payable reſpectively, in as full and ample Manner to all Intents and Purpoſes whatever as if all and every the

Duties how to be levied.

Former Acts in force.

the said Acts, Clauses, Provisions, Powers, Directions, Fines, Pains, Penalties or Forfeitures, were particularly repeated and re-enacted in the Body of this Act.

IV. And be it further enacted, That all the Monies arising by the Duties and several Sums of Money by this Act imposed and made payable as aforesaid, the necessary Charges of raising and accounting for the same excepted, shall from time to time be paid into the Receipt of His Majesty's Exchequer at *Westminster*; and the said Money so paid into the Receipt of Exchequer as aforesaid shall be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*. Duties carried to Consolidated Fund.

V. And be it further enacted, That this Act or any of the Provisions thereof may be altered, varied or repealed by any Act or Acts to be passed in this Session of Parliament. Act may be altered, &c. this Session.

CAP. XIV.

An Act to amend an Act of the last Session of Parliament, for preventing the further Circulation of Dollars and Tokens issued by the Governor and Company of the Bank of *England*. [19th *March* 1818.]

'WHEREAS by an Act passed in the last Session of Parliament, intituled *An Act to prevent the further Circulation of Dollars and Tokens issued by the Governor and Company of the Bank of* England, *for the Convenience of the Public*, it was enacted, that from and after the Twenty fifth Day of *March* One thousand eight hundred and eighteen, the Dollars and Tokens in the said Act mentioned should no longer pass or circulate, or be received in Payment or Exchange, or otherwise howsoever, under the Penalties in the said Act mentioned: And Whereas a considerable Quantity of the said Dollars and Tokens yet remain in Circulation, and it is expedient to allow the same to be tendered and received in Payment, for the Purposes hereinafter mentioned, for the Period hereinafter specified;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the said Twenty fifth Day of *March* One thousand eight hundred and eighteen, and until the Fifth Day of *July* One thousand eight hundred and eighteen, the said Dollars and Tokens shall and may pass and circulate, and be received in Payment or Exchange, by such Persons as shall be willing to accept thereof, in like manner as before the passing of the said recited Act of the last Session of Parliament, any thing in the said recited Act to the contrary in anywise notwithstanding; and that it shall and may be lawful for any Person or Persons, from and after the said Fifth Day of *July* One thousand eight hundred and eighteen, and until and upon the Fifth Day of *April* One thousand eight hundred and nineteen, to utter, offer and tender any such Dollars or Tokens in Payment of any Taxes, Rates or Duties under the Management of the Commissioners for Affairs of Taxes, or of the Commissioners of Customs or Excise, or Stamps in *Great Britain*, or of any Postage, or in the Purchase of any Stamped Paper, or in the Payment of any Rent by the Tenants of any Lands, Tenements, Messuages or Hereditaments 57 G. 3. c. 113. § 1. The time for Circulation of Bank Tokens and Dollars extended.

reditaments in *Great Britain*, or of any parochial or other public Rate, or in Payment to any Banker or Bankers, or any common Carrier, or to any other Person or Persons whomsoever, for the Purpose of such Dollars or Tokens being transmitted to the Bank of *England*; and that any Person or Persons who shall during the said Periods respectively offer, utter or tender in Payment any such Dollars or Tokens, according to the Provisions of this Act, shall not be liable to any Penalty under the said recited Act; any thing in the said recited Act to the contrary notwithstanding.

Former Act to continue in force except as altered.

II. And be it further enacted, That the said recited Act of the last Session of Parliament, and all the Provisions and Clauses therein contained, shall be and continue in full Force and Effect, except only so far as the same is and are altered by the express Words of this Act.

Act may be altered, &c. this Session.

III. And be it further enacted, That this Act may be amended, altered or repealed by any Act or Acts to be passed in this present Session of Parliament.

CAP. XV.

An Act to amend an Act made in the Twenty sixth Year of His present Majesty, for the Encouragement of the Fisheries carried on in the *Greenland Seas* and *Davis's Streights*, so far as relates to the Oaths thereby required to be taken.

[19th *March* 1818.]

26 G. 3. c. 41.

§ 1.

'WHEREAS an Act was passed in the Twenty sixth Year of the Reign of His present Majesty, intituled *An Act for the further Support and Encouragement of the Fisheries carried on in the* Greenland Seas *and* Davis's Streights: And Whereas by the said Act certain Oaths are required to be taken by One or more of the Owners, and by the Master or Chief Officer of every Ship or Vessel going to and returning from the said Fishery: And Whereas the said Oaths may preclude Persons from applying for and obtaining the Rewards to which they may become entitled in pursuance of any Act of Parliament for discovering the Longitude at Sea, and encouraging Attempts to find a Northern Passage between the *Atlantic* and *Pacific* Oceans, and to approach the Northern Pole;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said recited Act as relates to the Oaths to be taken by One or more of the Owners, and by the Master or Chief Officer of every Ship or Vessel going to and returning from the said Fishery, shall be and the same is hereby repealed.

So far as relates to the Oaths taken by the Owners and Masters of Vessels repealed.

Previously to granting Licence under recited Act, the Owners and Masters of Vessels to make Oath for the Performance of certain Particulars herein mentioned.

II. And be it further enacted, That previously to the Licence specified in the said Act being granted, One or more Owner or Owners, and the Master or Chief Officer of such Ship or Vessel, shall make Oath before the Persons authorized by the said Act to administer the same, that it is really and truly their firm Purpose and Intention that such Ship shall, as soon as Licence shall be granted, forthwith proceed, manned, furnished and accoutred in the manner directed by the said Act, on a Voyage to the *Greenland Seas* and *Davis's Streights*, or the Seas adjacent, and there, in the then approaching Season, to use the

the utmoſt endeavours of themſelves and their Ship's Company to take Whales or other Creatures living in the Sea, and on no other Deſign or View of Profit in ſuch Voyage, ſave and except any Reward or Rewards offered by any Act of Parliament for more effectually diſcovering the Longitude at Sea, or encouraging Attempts to find a Northern Paſſage between the *Atlantic* and *Pacific* Oceans, and to approach the Northern Pole, and to import the Whale Fins, Oil and Blubber thereof into *Great Britain* (naming the Port thereof to which it is their intention to return); and that, on the Return of any ſuch Ship or Veſſel to *Great Britain*, the Maſter and Mate ſhall make Oath that they did, in purſuance of the Licence granted in purſuance of the ſaid Act (mentioning the Day of their Departure), proceed on a Voyage directly to the Places before mentioned, and have not ſince been on any other Voyage, or purſued any other Deſign or View of Profit, ſave and except any Reward or Rewards offered by any Act of Parliament for more effectually diſcovering the Longitude at Sea, or encouraging Attempts to find a Northern Paſſage between the *Atlantic* and *Pacific* Oceans, and to approach the Northern Pole, and that they did there (mentioning the time of their Stay in thoſe Seas) uſe the utmoſt Endeavours of themſelves and their Ship's Company to take Whales and other Creatures living in thoſe Seas, and that all the Whale Fins, Oil and Blubber (if any) imported in ſuch Ship or Veſſel, were really and *bonâ fide* caught and taken in the ſaid Seas by the Crew of ſuch Ship or Veſſel only, or with the Aſſiſtance of the Crew of ſome other *Britiſh* built Ship or Veſſel licenſed for that Voyage purſuant to the Directions of the ſaid recited Act; and the taking of the ſaid reſpective Oaths in the Form preſcribed by this Act ſhall (all the other Requiſites of the ſaid Act being duly complied with) be ſufficient to authorize the granting of the Licences for the Sailing of ſuch Ships and Veſſels, and the Payment of the Bounties granted by the ſaid Act.

Taking the Oaths as by this Act, ſufficient to authorize the granting ſailing Licences and Payment of Bounties.

CAP. XVI.

An Act to continue until the Fifth Day of *April* One thouſand eight hundred and nineteen, and amend an Act of the Fifty ſixth Year of His preſent Majeſty, for reducing the Duties payable on Horſes uſed for the Purpoſes therein mentioned. [8th *May* 1818.]

'WHEREAS by an Act paſſed in the Fifty ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for reducing the Duties payable on Horſes uſed for the Purpoſes therein mentioned, for Two Years, and for repealing the Acts granting Allowances in reſpect of Children*, certain Duties of AſſeſſedTaxes were diſcontinued and ſuſpended, and other Duties ſubſtituted in lieu thereof, for the Term of Two Years next after the Fifth Day of *April* One thouſand eight hundred and ſixteen; and it is expedient to continue the ſame Rates of Duty in the ſaid Act mentioned for a further time to be limited:' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſeveral Duties, and the Regulations and Proviſions for aſſeſſing, charging, raiſing, levying, collecting

56 G. 3. c. 66.

Duties continued under the Regulations therein

mentioned till April 5, 1819.

collecting and applying the ſame, in the ſaid Act mentioned, ſhall be and the ſame are hereby ſeverally continued from the Fifth Day of *April* One thouſand eight hundred and eighteen until the Fifth Day of *April* One thouſand eight hundred and nineteen.

In what caſe Perſons having Farms of leſs Annual Value than 50l. whereof Part ſhall be let, not precluded from Benefit of reduced Aſſeſſment.

'II. And Whereas by the ſaid recited Act, Perſons occupying 'Farms, whether as Owners or Tenants, are not entitled to be aſſeſſed 'at the reduced Rates of Duty therein mentioned, unleſs they re'ſpectively make their Livelihood ſolely by ſuch Occupation; with 'a Proviſo, that in certain Caſes an Annual Income not exceeding 'Ten Pounds Sterling, ariſing from any other Source than therein 'mentioned, ſhall not preclude any Occupier of Lands therein de'ſcribed from the benefit of ſuch reduced Aſſeſſment: And Whereas 'it is expedient that in ſmall Farms of the Value and Deſcription 'hereinafter mentioned, the reſpective Owners or Tenants thereof 'ſhould not be precluded from the benefit of the reduced Aſſeſſment 'provided by the ſaid Act;' Be it further enacted, That from and after the ſaid Fifth Day of *April* One thouſand eight hundred and eighteen, where any Perſon having or being poſſeſſed of or entitled unto any Farm of Lands which, eſtimated according to the ſaid Act, ſhall in the whole be of leſs Annual Value than Fifty Pounds Sterling, whereof a Part ſhall be let or underlet by him or her, nothing in the ſaid Act contained ſhall be conſtrued to preclude ſuch Perſon from the benefit of the reduced Aſſeſſment in the ſaid Act provided in reſpect of the Lands in his or her Occupation, by reaſon that he or ſhe ſhall have an Income from the Lands ſo let or underlet, he or ſhe making his or her Livelihood wholly from the ſaid Farm or Lands ſo occupied, let or underlet by him or her as aforeſaid, and not from any other Source, and which ſhall together not exceed the Value of Fifty Pounds *per Annum*, eſtimated as aforeſaid.

CAP. XVII.

An Act for charging certain Duties on Four wheeled Carriages conſtructed and drawn in the manner therein deſcribed.

[8th *May* 1818.]

'WHEREAS it is expedient to reduce the Duties payable on 'Four Wheel Carriages conſtructed and drawn in manner 'herein mentioned;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Fifth Day of *April* One thouſand eight hundred and eighteen, the Duties impoſed on Four Wheel Carriages of the Deſcription herein mentioned, and not drawn by any Horſes, Mares or Geldings, or Mules, ſhall ceaſe and determine; and that from and after the ſaid Fifth Day of *April* One thouſand eight hundred and eighteen, there ſhall be ſubſtituted, charged and paid to His Majeſty, His Heirs and Succeſſors, the Rates and Duties following; *videlicet*,

Duties now payable on Four Wheel Carriages of a certain Deſcription, and not drawn by Horſes, &c. made to ceaſe.

New Duties.

For every Carriage having Four Wheels of leſs Diameter than Thirty Inches each, which in every reſpect ſhall be built, conſtructed, marked and deſcribed as a Taxed Cart according to the Regulations preſcribed by Law for Taxed Carts, except as to the Number of Wheels as before mentioned, and which ſhall be drawn by any One Poney or Mule not exceeding Twelve Hands in Height, or by an Ox

or

or Aſs, and of which Carriage the original Price ſhall not have exceeded, or the Value ſhall not at any time exceed, the Sum of Fifteen Pounds Sterling, and which ſhall not be conſtructed with a Spring or Springs of any Materials whatever, there ſhall be charged the annual Sum of One Pound and Nine Shillings; and if ſuch Carriage ſhall be conſtructed with a Spring or Springs of any Materials whatever, except of Iron, Steel or any other metallic Subſtance, either wholly or in part, there ſhall be charged the annual Sum of Two Pounds and Fifteen Shillings:

For every Carriage having Four Wheels of leſs Diameter than Thirty Inches each, conſtructed, marked or deſcribed in any manner different from a Taxed Cart, or contrary to the Regulations preſcribed by Law for Taxed Carts, except as to the Number of Wheels as aforeſaid, or conſtructed with a Spring or Springs of Iron, Steel or any other metallic Subſtance, or which ſhall be drawn by any Two or more Ponies or Mules not exceeding Twelve Hands in Height, or Oxen or Aſſes as aforeſaid, of which Carriage the original Price ſhall have exceeded, or the Value thereof ſhall at any time exceed, the Sum of Fifteen Pounds Sterling, there ſhall be charged the reſpective Sums payable by Law on Carriages with leſs than Four Wheels, and according to the Number of Beaſts uſed in drawing the ſaid Carriages with Four ſuch Wheels as aforeſaid, and the additional Body or Bodies ſucceſſively uſed on the ſame Carriage or Number of Wheels:

Provided, that for every ſuch Carriage with Four Wheels not conſtructed according to the Directions of this Act, or conſtructed according to the ſaid Directions, but drawn in any manner contrary to the ſaid Directions, there ſhall be charged the reſpective Sums payable by Law on Carriages with Four Wheels.

Duties to be levied and paid as by former Acts.

II. And be it further enacted, That the ſeveral Duties on Carriages herein mentioned ſhall be aſſeſſed, raiſed, levied, paid and accounted for under the Proviſions and Regulations of the ſeveral Acts in force at and immediately before the paſſing of this Act, in relation to the Duties of Aſſeſſed Taxes, and this Act ſhall be conſtrued in ſuch manner and to the like Effect in all reſpects as if the ſaid Duties on Carriages were expreſsly directed to be charged, under and ſubject to the ſeveral Proviſions, Exemptions and Penalties in the ſaid Acts contained, and as if the ſaid ſeveral Proviſions, Exemptions and Penalties were expreſsly enacted in this Act; and all and every the Powers, Authorities, Methods, Rules, Directions, Penalties, Forfeitures, Clauſes, matters and things contained in ſuch Acts reſpectively, ſo far as the ſame are reſpectively applicable to the Duties on Carriages mentioned in this Act, ſhall ſeverally and reſpectively, in the Execution of this Act, be duly obſerved, practiſed and put in Execution throughout *Great Britain*, as fully and effectually to all Intents and Purpoſes as if the ſame Powers, Authorities, Methods, Rules, Directions, Penalties, Forfeitures, Clauſes, matters and things were particularly and reſpectively repeated and re-enacted in the Body of this Act, and ſhall ſeverally be applied, conſtrued, deemed and taken to belong to this Act, in like manner as if the ſame had been enacted herein, and expreſsly applied to the ſaid Duties on Carriages herein mentioned.

Duties carried to Conſolidated Fund.

III. And be it further enacted, That all the Monies ariſing by the Duties hereby impoſed, or by the Duties hereby conſolidated (the

(the neceſſary Charges of raiſing and accounting for the ſame excepted), ſhall from time to time be paid into the Receipt of His Majeſty's Exchequer at *Weſtminſter*, in One Sum, to the Account of Aſſeſſed Taxes, and ſhall be carried to and be made Part of the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

Act may be altered, &c. this Seſſion.

IV. And be it further enacted, That this Act or any of the Proviſions thereof may be altered, varied or repealed by any Act or Acts to be made in this preſent Seſſion of Parliament.

CAP. XVIII.

An Act to charge an additional Duty on Corks ready made, imported into *Ireland*. [8th *May* 1818.]

'WHEREAS it is expedient that an additional Duty of Cuſtoms 'ſhould be impoſed on all Corks ready made, imported into '*Ireland*;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act there ſhall be raiſed, levied, collected and paid, unto His Majeſty, His Heirs and Succeſſors, upon all Corks ready made, imported into *Ireland*, an additional Duty of Cuſtoms of Three Shillings and Sixpence *Britiſh* Currency for every Pound Weight.

Additional Duty of 3s. 6d. per Pound Weight.

To be levied as any Duty of Cuſtoms in Ireland.

II. And be it further enacted, That the additional Duty of Cuſtoms hereby impoſed ſhall be managed, aſcertained, raiſed, levied, collected, paid, recovered and applied in ſuch and the like manner as any Duties of Cuſtoms in *Ireland* of the like Nature are managed, aſcertained, raiſed, levied, collected, paid, recovered and applied.

Act may be amended, altered or repealed this Seſſion.

III. And be it further enacted, That this Act may be amended, altered or repealed by any Act or Acts to be made in this preſent Seſſion of Parliament.

CAP. XIX.

An Act to allow for Three Years, and until Six Weeks after the Commencement of the then next Seſſion of Parliament, the Importation into Ports ſpecially appointed by His Majeſty, within the Provinces of *Nova Scotia* and *New Brunſwick*, of the Articles therein enumerated, and the Re-exportation thereof from ſuch Ports. [8th *May* 1818.]

47 G. 3. Seſſ. 2. c. 38.

'WHEREAS by an Act paſſed in the Forty ſeventh Year of 'His Majeſty's Reign, intituled *An Act for permitting, until 'the Twenty fifth Day of* March *One thouſand eight hundred and nine, 'and from thence to the End of the then next Seſſion of Parliament, 'the Importation of certain enumerated Articles into the* Britiſh *Co-'lonies on the Continent of* North America, *from the United States 'of* America, *and the Exportation of other enumerated Articles from 'the ſame Colonies to the ſaid States*; which ſaid Act was continued 'and extended by an Act paſſed in the Forty ninth Year of His

49 G. 3. c. 49.

'Majeſty's Reign, intituled *An Act to authorize His Majeſty to per-'mit, until the Twenty fifth Day of* March *One thouſand eight hundred 'and twelve, any Goods and Commodities to be imported into and ex-'ported from* Nova Scotia *and* New Brunſwick *in any Ship or Veſſel 'whatſoever*;

'*whatsoever*; which last mentioned Act was continued by an Act 'passed in the Fifty second Year of His Majesty's Reign; sundry 'Articles were allowed to be imported into and exported from cer- 'tain Ports in His Majesty's Colonies of *Nova Scotia* and *New* '*Brunswick* from and to certain Foreign Ports, which Acts have 'now expired: And Whereas great Advantage resulted to the said 'Colonies from the Facilities given to the Trade thereof by the said 'Acts: And Whereas it is expedient to grant similar Facilities at 'the present time;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall and may be lawful, in any *British* built Ship or Vessel owned and navigated according to Law, or in any Ship or Vessel belonging to the Subjects of any Sovereign or State in Amity with His Majesty, to import into such Ports as shall be specially appointed for that Purpose by His Majesty, within the Province of *Nova Scotia* or *New Brunswick*, the following Articles; *videlicet*, Scantling, Planks, Staves, Heading Boards, Shingles, Hoops, Horses, Neat Cattle, Sheep, Hogs, Poultry, or Live Stock, of any Sort, Bread, Biscuit, Flour, Peas, Beans, Potatoes, Wheat, Rice, Oats, Barley or Grain of any Sort, Pitch, Tar, Turpentine, Fruits, Seeds and Tobacco.

Importation of certain Articles to Nova Scotia or New Brunswick allowed.

II. Provided always, and be it further enacted, That none of the aforesaid Articles shall be imported into the said Ports so to be specially appointed, in Foreign Vessels, unless the said Articles shall be of the Growth, Produce or Manufacture of the Country to which the Vessels importing the same shall belong.

Proviso as to Importation in Foreign Vessels.

III. And be it further enacted, That it shall be lawful to re-export any of the said Articles either to the United Kingdom, or to any other of His Majesty's Possessions, in any *British* built Ship or Vessel owned and navigated according to Law.

Re-exportation in British Vessels, permitted.

IV. And be it further enacted, That it shall and may be lawful in any *British* Ship or Vessel, or in any Ship or Vessel belonging to the Subjects of any Sovereign or State in Amity with His Majesty, to export from the said Ports so to be appointed for that Purpose, Gypsum, Grindstones, or other Produce or Manufacture of the said Provinces, and also any Produce or Manufacture of the United Kingdom, or of His Majesty's Colonies or Plantations in the *West Indies*, or any Goods whatever which shall have been legally imported into the said Provinces; any thing in any Law to the contrary notwithstanding.

Produce of the said Provinces and Goods imported may be exported.

V. Provided always, and be it further enacted, That none of the aforesaid Articles shall be exported from the said Ports so to be appointed, to any Foreign Country or Place, in any Foreign Vessel, unless such Foreign Vessel shall belong to the Country to which the said Articles shall be exported.

Proviso as to such Exportation in Foreign Vessels.

VI. And be it further enacted, That it shall and may be lawful for His Majesty, by and with the Advice of His Privy Council, to make such Rules and Regulations for the Importation and Exportation of Goods and Commodities as aforesaid at the said Ports, with such Penalties and Forfeitures for the Breach thereof, as shall seem fit and necessary to His Majesty, by and with the Advice aforesaid.

Regulations for Importation and Exportation may be made by The King in Council.

VII. And be it further enacted, That this Act shall continue in force

Continuance of this Act.

force during the Space of Three Years from and after the passing of the same, and until Six Weeks after the Commencement of the then next Session of Parliament.

CAP. XX.

An Act for more effectually discovering the Longitude at Sea, and encouraging Attempts to find a *Northern* Passage between the *Atlantic* and *Pacific* Oceans, and to approach the *Northern* Pole. [8th *May* 1818.]

12 Anne. Stat. 2. c. 15.

'WHEREAS by an Act passed in the Twelfth Year of Her late Majesty Queen *Anne*, intituled *An Act for providing a Public Reward for such Person or Persons as shall discover the Longitude at Sea*, it was enacted, that Persons holding certain Public Offices therein stated, for the time being, and certain other Persons therein mentioned by Name, should be Commissioners for the Discovery of the Longitude at Sea, and for examining, trying and judging of all Proposals, Experiments and Improvements relating to the same: And Whereas another Act was passed in the Twenty

26 G. 2. c. 25.

sixth Year of the Reign of His late Majesty King *George* the Second, for rendering more effectual the last recited Act: And Whereas by

30 G. 3. c. 14.

another Act passed in the Thirtieth Year of the Reign of His present Majesty, intituled *An Act for continuing the Encouragement and Reward of Persons making certain Discoveries for finding the Longitude at Sea, or making other useful Discoveries and Improvements in Navigation, and for making Experiments relating thereto, and for adding a Commissioner to execute the several Acts for the Discovery of the Longitude at Sea*, Persons holding certain other Offices, therein enumerated, for the time being, were added to and joined with the Commissioners appointed by the said first mentioned Act: And Whereas all the Persons mentioned by Name in the said first recited Act are long since deceased: And Whereas by reason of the Residence at the Universities of certain Professors who are constituted Members of the Board of Commissioners aforesaid, and by there not being a Power of electing into the said Board any Persons but the said official Commissioners and the said Professors, it often happens that there are no Persons, particularly versed in the Sciences of the Mathematics and Astronomy, resident in *London*, and belonging to the said Board; and that divers Persons of great Skill and Ability, whose Services would be most beneficial to the Objects of the said Board, are by the said Constitution of the Board excluded therefrom;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts shall be and the same are hereby repealed.

repealed.

Commissioners for discovering the Longitude, &c. appointed.

II. And be it further enacted, That from and after the passing of this Act, the Lord High Treasurer of the United Kingdom of *Great Britain* and *Ireland*, or the First Commissioner for executing the said Office, the Lord High Admiral or First Commissioner for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, and such other Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland* as may be Flag Officers in His Majesty's Fleet, the Speaker

Speaker of the House of Commons, the President of the Committee of Council for Trade and Plantations, the Governor of the Royal Hospital for Seamen at *Greenwich*, the Judge of the High Court of Admiralty, the Secretaries of the Treasury, the Secretaries of the Admiralty, the Comptroller of the Navy, the President and Three Fellows of the Royal Society, the Royal Astronomer at *Greenwich*, the *Savilian*, *Lucasian*, *Plumian*, and *Lowndian* Professors of the Mathematics and Astronomy at the Universities of *Oxford* and *Cambridge*, the Observer at the *Radcliffe* Observatory at *Oxford*, all now and for the Time being, and Three other Persons well versed in the Sciences of Mathematics, Astronomy or Navigation, to be annually selected, chosen and named, as hereinafter provided, shall be Commissioners for discovering the Longitude at Sea, and for examining, trying and judging all Proposals, Experiments and Improvements, relating to the same, and for rewarding Persons making useful Discoveries and Improvements in or connected with Navigation.

Names of the Three Members of the Royal Society appointed Commissioners.

III. And be it further enacted, That the Three Members of the Royal Society, so to be Commissioners, shall be the Right Honourable *Charles* Lord *Colchester*, *Davies Gilbert* Esquire, and Colonel *William Mudge*; and that in the Event of any Vacancy by Death, Resignation or Refusal to act of any of the said Three Persons, or of any Person hereafter chosen to succeed them, such Vacancy shall be filled up by the Choice and Election of the President and Council of the Royal Society; and that the said Three other Commissioners shall be Doctor *William Hyde Wollaston*, and Doctor *Thomas Young*, and Captain *Henry Kater*, who shall continue Commissioners until the First Day of *January* One thousand eight hundred and twenty, after which time the Three Persons to be the said last mentioned Commissioners shall be annually, or as often as a Vacancy by Death, Resignation or Refusal to act may occur, selected, chosen and named by the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral, and shall be Persons well versed in the Sciences of the Mathematics, Astronomy or Navigation, and shall be generally resident in or near the City of *London*, and capable of attending at the Board of Commissioners, and of assisting in the Objects herein intrusted to the said Board.

How Vacancies of such Three Persons filled up.

Names of the other Three Commissioners.

Regulations as to Choice of such Three after 1st January 1820.

All Acts conferring any Duty or Power on the Commissioners constituted by recited Acts, repealed.

'IV. And Whereas by the said recited Act, and by divers other 'Acts passed from time to time, and all founded upon and referring 'to the said first recited Act, divers Duties and Authorities were im- 'posed and conferred upon the Commissioners constituted by the said 'recited Acts, and divers Sums of Money for various Purposes, and 'under different Conditions, were from time to time granted and 'provided to be employed and expended towards the Discovery of 'the Longitude at Sea, and for divers Purposes in such Acts men- 'tioned, and for Rewards to such Persons as should ascertain the 'Longitude within certain Limits and Conditions therein specified; 'and for enabling the said Commissioners to cause a Survey to be made 'of the Shores of *Great Britain* and *Ireland*, and ascertaining the 'Latitude and Longitude of the Capes, Promontories, and Headlands 'thereof: And Whereas some of the Provisions of the said Acts have 'been repealed, and others thereof have expired; and it is expedient 'wholly to repeal the same, for the Purpose of reenacting and confer- 'ring upon the new Commissioners such of the Powers, Authorities 'and Duties at present vested in the old Commissioners, as are fit to

'be

'be continued in Force;' Be it therefore enacted, That all and every Act, conferring any Duty, Authority or Power on the Commissioners constituted by the said first recited Acts, shall be and are hereby repealed.

Commissioners may propose Three Scales of Reward to Persons ascertaining the Longitude by any Principle not already made public.

'V. And Whereas the Longitude hath been ascertained within 'certain of the Limits and Conditions specified in the said Acts: 'And Whereas certain other of the Limits and Conditions still 'subsisting are considered as impracticable, and have never been tried: 'And Whereas it may conduce to the Advancement of Science, and 'to the Honour and Interests of this Country, that fit and proportionate Rewards should be provided for Persons who shall ascertain 'the Longitude within certain new Limits and Conditions: And 'Whereas it is expedient that such Limits and Conditions should not 'be immutably fixed by Act of Parliament, but should be regulated 'on scientific Principles by the said Commissioners for the Discovery 'of the Longitude, and should be varied from time to time according to the Progress of Discoveries and the Advancement of 'Science;' Be it enacted, That the said last mentioned Commissioners shall from time to time, as they may see proper, propose, by their Memorial to His Majesty in Council, to direct and establish Three Scales of proportionate Rewards to be paid to any Person or Persons who shall by any Principle not already made public, ascertain the Longitude within Three corresponding Scales of Limit and Condition, such Rewards not exceeding the respective Sums of Five thousand Pounds, Seven thousand five hundred Pounds, and Ten thousand Pounds; and if His Majesty in Council shall be pleased to sanction and approve such Proposal, then that the same shall be published in the *London Gazette*, and that the said Commissioners shall have full Power and Authority to inquire into and examine all Proposals which may be made for finding the Longitude; and if on reasonable Experiment, to be judged of and certified by the said Commissioners, it shall be found that the Longitude hath been ascertained within any of the said Three Scales of Limit and Condition, agreeably to the said Order in Council, it shall be lawful to them to pay or cause to be paid the proportionate Reward assigned to the Scale within which such Discovery or Experiment shall have ascertained the Longitude.

If Proposal be approved by His Majesty in Council, Commissioners may pay the proportionate Reward.

Commissioners may expend 1000l. a Year in making Experiments, &c.

'VI. And Whereas it is expedient that the said Commissioners 'should be enabled to expend certain Sums towards making Experiments of Instruments, Modes or Proposals, and for making and 'publishing Observations, Calculations and Tables for ascertaining 'the Longitude, or towards improving or correcting such as may 'have been already made, or for other Purposes useful to Navigation;' Be it enacted, That they may pay or expend any Sum or Sums of Money, not exceeding One thousand Pounds in any one Year, towards the making, correcting or publishing any such Experiments, Modes, Observations, Calculations or Tables.

And a like Sum in ascertaining the Latitude and Longitude of Places.

'VII. And Whereas it is expedient that the said Commissioners 'should be enabled to cause to be ascertained, as accurately as may 'be, the Latitude and Longitude of Places whereof the exact Situation hath not been already sufficiently ascertained;' Be it enacted, That they may expend or cause to be expended any Sum not exceeding in the whole One thousand Pounds in any one Year for such Purpose.

'VIII. And

'VIII. And Whereas it may happen that Propoſals, Inventions and Tables, or Corrections and Amendments of former Propoſals, Inventions or Tables, ingenious in themſelves and uſeful to Science, and which may deſerve Encouragement, though they do not come within the Limits and Conditions ſpecified for the before mentioned Rewards, may be made to the ſaid Commiſſioners; and it is expedient that they ſhould be enabled to beſtow ſuch moderate Rewards upon the Perſon or Perſons who may have made ſuch Propoſal, Invention or Correction;' Be it therefore enacted, That the ſaid Commiſſioners may pay or cauſe to be paid ſuch Sum, not exceeding Five hundred Pounds, to any one Perſon for any one Propoſal or Invention, or Two thouſand Pounds in one Year, as they may conſider the ſaid Propoſals, Inventions, Tables or Corrections to deſerve. Rewards may be allowed to Perſons making Improvements in former Inventions.

'IX. And Whereas by an Act paſſed in the Eighteenth Year of His late Majeſty King *George* the Second, intituled *An Act for giving a public Reward to ſuch Perſon or Perſons, being His Majeſty's Subject or Subjects, as ſhall diſcover a* North weſt *Paſſage through* Hudſon's Streights *to the* Weſtern *and* Southern *Oceans of* America, a Sum of Twenty thouſand Pounds was provided for the Owner or Owners of any Ship or Veſſel which ſhould firſt find out and ſail through ſuch Paſſage; and the Perſons holding certain Offices therein named, for the time being, were appointed Commiſſioners for the ſaid Diſcovery: And Whereas by an Act paſſed in the Sixteenth Year of the Reign of His preſent Majeſty, intituled *An Act for giving a public Reward to ſuch Perſon or Perſons, being His Majeſty's Subject or Subjects, as ſhall diſcover a* Northern *Paſſage for Veſſels by Sea between the* Atlantic *and* Pacific *Oceans, and alſo unto ſuch as ſhall firſt approach by Sea within One Degree of the* Northern *Pole;* the Reward in the laſt recited Act was extended to the Commander or Commanders, Officers and Seamen, of any of His Majeſty's Ships or Veſſels, and to the Owner or Owners of any private Ship or Veſſel which ſhould find out and ſail through any Paſſage by Sea between the *Atlantic* and *Pacific* Oceans, in any Direction or Parallel of the *Northern* Hemiſphere to the North of the Fifty ſecond Degree of North Latitude; and further aſſigning a Reward of Five thouſand Pounds to the Commander or Commanders, Officers and Seamen, of any of His Majeſty's Ships or Veſſels, or the Owner or Owners of any private Ship or Veſſel which ſhould firſt approach within One Degree of the *Northern* Pole; and appointing the Commiſſioners of the Longitude to be Commiſſioners for executing this laſt recited Act: And Whereas many Advantages, both to Commerce and Science, may be expected from granting ſuch proportionate Rewards as well to ſuch Perſon or Perſons as may accompliſh the Objects of the ſaid Two laſt mentioned Acts, as to ſuch other Perſon or Perſons as may approach thereto within certain Limits or Conditions: And Whereas it is expedient that the Regulation of ſuch Limits and Conditions, and the Deciſion, whether and how far ſuch Object may have been accompliſhed, ſhould be confided to the Commiſſioners for the Diſcovery of the Longitude at Sea appointed by this Act;' Be it therefore enacted, That the ſaid Two laſt recited Acts ſhall be and they are hereby repealed. 18 G. 2. c. 17. 26 G. 3. c. 6. repealed.

X. And be it further enacted, That if any Ship or Ships, Veſſel or Veſſels, belonging to any of His Majeſty's Subjects, or to His Reward for firſt finding and ſail-

ing through any Passage between the Atlantic and Pacific Oceans.

Majesty, shall first find out and sail through any Passage by Sea, between the *Atlantic* and *Pacific* Oceans, in any Direction or Parallel of the Northern Hemisphere, the Owner or Owners of such Ship or Ships, Vessel or Vessels, if belonging to any of His Majesty's Subjects, or the Commander or Commanders, Officers, Seamen, and Marines of such Ships or Vessels, if belonging to His Majesty, so first finding out and sailing through such Passage shall receive a Reward for such Discovery, of the Sum of Twenty thousand Pounds.

'XI. And Whereas Ships employed both in the *Spitzbergen* Seas 'and in *Davis*'s Streights may have Opportunities of approaching 'the *North* Pole: And Whereas Approaches towards the *Northern* 'Pole may tend greatly to the Discovery of a Communication between 'the *Atlantic* and *Pacific* Oceans, as well as may be attended with 'many Advantages to Commerce and Science;' Be it therefore

Reward for first approaching within One Degree of the Northern Pole.

enacted, That if any Ship or Ships, Vessel or Vessels, shall approach within One Degree of the *Northern* Pole, the Owner of such Ship or Vessel, Ships or Vessels, if belonging to any of His Majesty's Subjects, or the Commander or Commanders, Officers, Seamen and Marines of any Ship or Ships, Vessel or Vessels, if belonging to His Majesty, so first approaching within One Degree of the *Northern* Pole, shall be entitled to receive a Reward of Five thousand Pounds.

'XII. And for the Encouragement of Persons who may attempt the said Passage, or approach to the *Northern* Pole, but not wholly accomplish the same; be it enacted, That the said Commissioners for discovering the Longitude at Sea may, by their Memorial, propose to His Majesty in Council to direct and establish proportionate Rewards to be paid to such Person as aforesaid who shall first have accomplished certain Proportions of the said Passage or Approach; and if His Majesty in Council shall be pleased to sanction and approve the said Proposal, then that the same shall be published in the *London Gazette*; and any Person or Persons accomplishing such Passages, or the specified Proportions of them, shall be entitled, on the Award of the said Commissioners, to receive such total or proportionate Sums as may have been offered for the Object which he or they may have then accomplished.

Commissioners on Sanction of The King in Council may reward Attempts to approach the same.

'XIII. And in order to ascertain who are the first Discoverers of 'the said *Northern* Passage into the *Pacific* Ocean, and who are the 'first Approachers to within One Degree of the *Northern* Pole, and 'to whom either the whole Rewards or the proportionate Rewards 'by this Act respectively given do belong;' Be it further enacted,

Proceedings for ascertaining the Discoverers of such Northern Passage, and first Approachers to the Northern Pole.

That the Commissioners for the Discovery of the Longitude by Sea be authorized and empowered to call for the respective Journal or Journals, Book or Books and Papers, kept on board the respective Ship or Ships, Vessel or Vessels, of the Claimant or Claimants respectively; and also to examine upon Oath all such Persons as they the said Commissioners shall think proper, with regard to any Claim or Claims, as well any Person or Persons produced by the respective Claimant or Claimants, or any other Person or Persons who may seem capable of giving any Information; which Oath the said Commissioners are hereby empowered and required to administer; and the said Commissioners being fully satisfied, upon such Examination and Proof, that such *Northern* Passage is effectually discovered and sailed through, or that such Approach within One Degree of the *Northern* Pole, or any specified Proportion of the said Passage or Approach,

shall

ſhall have been made and accompliſhed, they are hereby authorized to pay or cauſe to be paid the ſaid Rewards, or ſuch Proportion of them as the Claimant or Claimants may under this Act, or under ſuch Order in Council, be entitled to receive.

Rewards claimed by Officers and Men of King's Ships how diſtributed.

XIV. Provided always, and be it further enacted, That if the ſaid Rewards, or either of them, ſhall be claimed by and adjudged to the Commander or Commanders, Officers, Seamen and Marines of any Ship or Ships, Veſſel or Veſſels, belonging to His Majeſty, the ſame ſhall be diſpoſed in favour of and diſtributed among ſuch Commander or Commanders, Officers, Seamen and Marines, in ſuch Proportions as ſhall be directed by His Majeſty in Council, and in no other manner.

Executors, &c. may receive the Reward.

XV. And be it further enacted, That the Executors, Adminiſtrators and Aſſigns of any Perſon or Perſons to whom any Sum whatſoever ſhall be awarded by the Commiſſioners for the Diſcovery of the Longitude, ſhall be entitled to receive the ſame in the Event of the Death of ſuch Perſon or Perſons.

Commiſſioners may cauſe Nautical Almanacks, &c. to be made and publiſhed.

'XVI. And Whereas the Publication of the Nautical Almanack, 'conſtructed by proper Perſons, under the Directions of the ſaid 'Commiſſioners for the Diſcovery of the Longitude at Sea, is of 'great Importance to the Safety of Ships and Perſons, and highly 'conducive to the general Intereſts of Commerce and Navigation;' Be it therefore enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners to cauſe ſuch Nautical Almanacks or other uſeful Tables to be conſtructed, and to print, publiſh and vend, or cauſe to be printed publiſhed and vended, any Nautical Almanack or Almanacks, or other uſeful Table or Tables, which they ſhall from time to time judge neceſſary and uſeful, in order to facilitate the Method of diſcovering the Longitude at Sea; any Law, Statute, excluſive Privilege, private Charter or other Cuſtom to the contrary thereof notwithſtanding.

Unauthorized Perſons publiſhing Nautical Almanacks, &c.

XVII. And be it enacted, That no Perſon or Perſons ſhall print, publiſh or vend, or cauſe to be printed, publiſhed or vended, any Nautical Almanack or Almanacks, or other Table or Tables, conſtructed under the Direction of the ſaid Commiſſioners, without being firſt licenſed by the ſaid Commiſſioners; and if any Perſon or Perſons not ſo licenſed, or not being authorized by the Perſon or Perſons ſo licenſed by the ſaid Commiſſioners, ſhall print, publiſh or vend, or cauſe to be printed, publiſhed or vended, any ſuch Almanack or Almanacks, or other Table or Tables, every ſuch Perſon or Perſons ſhall, for every Copy of ſuch Nautical Almanack or Table ſo printed, publiſhed or vended, forfeit and pay the Sum of Twenty Pounds, to be recovered by Action of Debt, Bill, Plaint or Information in any of His Majeſty's Courts of Record at *Weſtminſter*; and that One Moiety of ſuch Penalty and Forfeiture ſhall be to His Majeſty, His Heirs and Succeſſors, and the other Moiety to him or them that ſhall proſecute, inform and ſue for the ſame.

Penalty 20l.

Penalties to be ſued for by Secretary of or Perſons authorized by Commiſſioners of Longitude.

XVIII. And be it further enacted, That the ſaid Penalty or Forfeiture ſhall be ſued, informed and proſecuted for by the Secretary of the ſaid Commiſſioners of the Longitude for the time being, or by ſome other Perſon or Perſons authorized by the ſaid Commiſſioners, and ſhall not be ſued, informed or proſecuted for by any other Perſon or Perſons whomſoever; and that ſuch Suits, Proſecutions and Informations ſhall not abate by reaſon of the Death of ſuch Proſecutors

or any of them, but ſhall be continued in the caſe of a ſole Plaintiff or Informer dying before Judgment obtained, in the Name of the Secretary of the ſaid Commiſſioners for the time being.

Nautical Almanack not liable to Stamp Duties.

XIX. And be it further enacted, That no ſuch Nautical Almanack or Almanacks, ſo publiſhed under the Directions of the ſaid Commiſſioners, ſhall be ſubject or liable to any Stamp Duty whatſoever.

Salary to Three of the Commiſſioners.

XX. And be it further enacted, That there ſhall be annually paid to each of the Three laſt named Commiſſioners and their Succeſſors, to be annually named according to the Proviſions of this Act, ſuch annual Sum as His Majeſty by any Order in Council ſhall be pleaſed to direct.

'XXI. And Whereas it is neceſſary to continue the Appointment 'of a Secretary to the Board of Commiſſioners for diſcovering the 'Longitude: And Whereas it is highly expedient to the Intereſt of 'Navigation, and the Honour of this Country, that the ſaid Nautical 'Almanack ſhould be accurately computed, compared and publiſhed, 'and that the Method of finding the Longitude by Timekeepers 'ſhould alſo be encouraged, and that the Timekeepers belonging to 'His Majeſty for the Uſe of his Ships of War ſhould be carefully 'examined and regulated;' Be it further enacted, That ſome Perſon of competent Skill and Ability ſhall be nominated and appointed by the Lord High Admiral or Commiſſioners of the Admiralty to be Secretary to the ſaid Board of Commiſſioners, and for ſuperintending, under the Directions of the Board in general, and the Aſtronomer Royal in particular, the due and correct Publication of the Nautical Almanack, and for taking care of and regulating ſuch Timekeepers as may be entruſted to his Care by the Lord High Admiral or Commiſſioners of the Admiralty.

Secretary, Superintendant of publiſhing Nautical Almanack, and Regulator, &c. of Timekeepers, to be appointed.

Tenure of Office and Salary of Secretary.

XXII. And be it further enacted, That the ſaid Secretary ſhall hold his ſaid Office during the Pleaſure of the Lord High Admiral or Commiſſioners of the Admiralty; and for his Trouble and Pains therein he ſhall receive ſuch annual Salary as His Majeſty by any Order in Council may pleaſe to direct; but if it ſhall ſo happen that a Perſon ſhall not be found competent to execute the Three ſeveral Duties of Secretary to the ſaid Board, and of ſuperintending the Publication of the Nautical Almanack, and the Care and Regulation of Timekeepers, it ſhall be lawful to the ſaid Commiſſioners to propoſe to His Majeſty in Council to divide the ſaid Duties, and aſſign them to ſeveral Perſons, and to apportion to each Perſon ſuch Part of the Salary eſtabliſhed for the Performance of the united Duties as may ſeem to them fit and proportionate to the ſeveral Duty or Duties to be performed by ſuch Perſon.

The ſaid Three Duties may be divided.

Salaries to be included in the ordinary Eſtimate of the Navy.

XXIII. And be it further enacted, That the ſaid Salaries to the Three annual Commiſſioners, and the ſaid Secretary or Perſons performing the laſt mentioned Duties, ſhall be annually placed on the Ordinary Eſtimate of the Navy.

Proviſo for Half Pay.

XXIV. And be it further enacted, That no Receipt of any Salary or Reward under this Act ſhall prevent any Officer entitled to any Military or Naval Half Pay from receiving ſuch Half Pay in Addition to any ſuch Salary or Reward.

Eſtimate of Expence to be prepared by Commiſſioners, &c.

XXV. And be it further enacted, That the Commiſſioners for diſcovering the Longitude at Sea ſhall, at the beginning of every Year, make an Eſtimate of the Sum or Sums which they ſhall deem to be neceſſary for executing the Purpoſes of this Act in ſuch Year, which

Eſtimate

Eſtimate ſhall be tranſmitted to the Secretary of the Admiralty, and on being approved or amended by the Lord High Admiral or Commiſſioners of the Admiralty, ſhall be placed on the Ordinary Eſtimate of the Navy.

Mode of Payment of Monies paid under Authority of Act.

XXVI. And be it further enacted, That any Sum or Sums of Money to be paid under the Authority of this Act ſhall be paid, upon Certificates under the Hands and Seals of the Commiſſioners for the Diſcovery of the Longitude at Sea, to the Commiſſioners of the Navy for the time being; and the Commiſſioners of the Navy ſhall forthwith make out a Bill or Bills for the Sum or Sums contained in ſuch Certificate or Certificates, payable by the Treaſurer of the Navy, and ſuch Sum or Sums of Money the ſaid Treaſurer of the Navy is hereby required to pay immediately to the Perſon or Perſons mentioned in the ſaid Certificate or Certificates, out of any Money which ſhall be in his Hands unapplied for the Uſe of the Navy: Provided always that all ſuch Sums of Money as ſhall exceed the Sum of Five thouſand Pounds ſhall be certified under the Hands and Seals of Two thirds at leaſt of the ſaid Commiſſioners, and all ſuch Sums as ſhall exceed the Sum of One thouſand Pounds ſhall be certified under the Hands and Seals of the major Part of them, and that all ſuch Sums as ſhall not exceed One thouſand Pounds ſhall be certified under the Hands and Seals of any Five or more of them; ſuch Certificates being in every Caſe whatſoever ſigned by One at leaſt of the following Commiſſioners; that is to ſay, the Lord High Treaſurer of the United Kingdom of *Great Britain* and *Ireland*, or the Firſt Commiſſioner of the Treaſury, the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or Firſt Commiſſioner of the Admiralty, the Secretaries of the Treaſury, and the Secretaries of the Admiralty.

Certificate.

Quorum of Commiſſioners.

XXVII. And be it further enacted, That in any other reſpects where any Power or Authority is veſted in the Commiſſioners under this Act, the ſame may be exerciſed by any Five or more Commiſſioners at the Board aſſembled, in as full and ample a manner as if the whole Commiſſioners were then and there preſent: Provided always, that at every ſuch Board one of the following Commiſſioners at the leaſt ſhall be preſent; that is to ſay, the Firſt or one other of the Commiſſioners, or One of the Secretaries of the Admiralty; and that alſo Three other of the following Commiſſioners at the leaſt ſhall be preſent, that is to ſay, the Preſident of the Royal Society, the Aſtronomer Royal, the Profeſſors and Obſerver at the Two Univerſities, and the Three Commiſſioners annually elected and receiving Salaries as aforeſaid.

What Commiſſioners in particular are to be preſent.

Meetings of Commiſſioners.

XXVIII. And be it further enacted, That there ſhall be held at leaſt Four ſtated Meetings of the ſaid Commiſſioners within every Year, to be held on ſuch Days as His Majeſty by any Order in Council may appoint, and ſuch other Meetings as from time to time may be neceſſary; of all of which Meetings due Notice ſhall be given to the ſaid Commiſſioners reſpectively.

CAP. XXI.

An Act to revive and continue, until the Fifth Day of *July* One thouſand eight hundred and nineteen, ſeveral Laws relating to the Duties on Glaſs made in *Great Britain*; and to prohibit the making of Smalts within a certain Diſtance of any other Glaſs Houſe, or by the Maker of any other Kind of Glaſs.

[8th *May* 1818.]

'WHEREAS it is expedient that the Laws hereinafter mentioned ſhould be revived and further continued;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſo much of an Act made in the Forty ninth Year of the Reign of His preſent Majeſty, intituled *An Act for repealing the Duties on the Materials uſed in making Spread Window Glaſs and Crown Glaſs, and for granting other Duties in lieu thereof; and for the better Collection of the ſaid Duties*; as was by another Act made in the Fifty firſt Year of the Reign aforeſaid continued until the Firſt Day of *Auguſt* One thouſand eight hundred and twelve; and by another Act made in the Fifty ſecond Year of the Reign aforeſaid further continued to the Firſt Day of *Auguſt* One thouſand eight hundred and thirteen; and by another Act made in the Fifty third Year of the Reign aforeſaid further continued to the Firſt Day of *Auguſt* One thouſand eight hundred and fourteen; and by another Act made in the Fifty fourth Year of the Reign aforeſaid further continued to the Firſt Day of *Auguſt* One thouſand eight hundred and fifteen; and by another Act made in the Fifty ſixth Year of the Reign aforeſaid revived from the ſaid Firſt Day of *Auguſt* One thouſand eight hundred and fifteen, and further continued to the Twenty fifth Day of *March* One thouſand eight hundred and eighteen, ſhall be and the ſame is hereby revived and further continued, and ſhall be, remain and continue in force from the ſaid Twenty fifth Day of *March* One thouſand eight hundred and eighteen until the Fifth Day of *July* One thouſand eight hundred and nineteen; and that all and ſingular the Duties thereby impoſed and made payable ſhall, from the ſaid Twenty fifth Day of *March* One thouſand eight hundred and eighteen until the ſaid Fifth Day of *July* One thouſand eight hundred and nineteen, be payable, and be raiſed, levied, collected and paid, as directed in and by the ſaid firſt recited Act ſo heretofore continued as aforeſaid, as if the ſame had never expired.

So much of 49 G. 3. c. 63. as was continued by ſubſequent Acts revived and further continued till July 5, 1819.

II. And be it further enacted, That an Act made in the Fifty firſt Year of the Reign of His preſent Majeſty, intituled *An Act for repealing the Duty on the Materials uſed in making Flint and Plate Glaſs, and for granting, until the Firſt Day of* Auguſt *One thouſand eight hundred and twelve, other Duties in lieu thereof; and for continuing and amending an Act paſſed in the Forty ninth Year of His Majeſty's Reign, intituled 'An Act for repealing the Duties on the 'Materials uſed in making Spread Window Glaſs and Crown Glaſs, 'and for granting other Duties in lieu thereof, and for the better Col-'lection of the ſaid Duties;'* which was by an Act made in the Fifty ſecond Year of the Reign aforeſaid continued until the Firſt Day of

51 G. 3. c. 69. revived, and further continued till July 5, 1819.

August One thousand eight hundred and thirteen; and by another Act made in the Fifty third Year of the Reign aforesaid further continued until the First Day of *August* One thousand eight hundred and fourteen; and by another Act made in the Fifty fourth Year of the Reign aforesaid further continued until the First Day of *August* One thousand eight hundred and fifteen; and by another Act made in the Fifty sixth Year of the Reign aforesaid, revived from the said First Day of *August* One thousand eight hundred and fifteen, and further continued to the Twenty fifth Day of *March* One thousand eight hundred and eighteen; shall be and the same is hereby revived and further continued, and shall be, remain and continue in force from the said Twenty fifth Day of *March* One thousand eight hundred and eighteen until the Fifth Day of *July* One thousand eight hundred and nineteen; and that all and singular the Duties thereby imposed and made payable shall, from the said Twenty fifth Day of *March* One thousand eight hundred and eighteen, until the said Fifth Day of *July* One thousand eight hundred and nineteen, be payable, and be raised, levied, collected and paid, as directed in and by the said Act, as if the same had never expired.

Persons having Places for making or keeping Smalts within the Distance of a Mile from any entered House for keeping other Glass,

III. And be it further enacted, That from and after the passing of this Act, no Person or Persons whatsoever, shall make, manufacture or keep, or erect, set up, enter or make use of any House or Place whatsoever in *Great Britain* for the making, manufacturing or keeping of a certain Glass called Smalts within the Distance of One Mile in a direct Line from any House or Place which shall be entered or used for the making, manufacturing or keeping of any other Glass; nor shall any Person or Persons whatsoever make, manufacture or keep, or erect, set up, enter or use any House or Place whatsoever in *Great Britain* for making, manufacturing or keeping any other Glass within the Distance of One Mile in a direct Line from any House or Place which shall be entered or used for making, manufacturing or keeping the said Glass called Smalts; nor shall any Maker or Manufacturer of Smalts make or manufacture any other Kind of Glass, on pain of forfeiting for every such Offence the Sum of Five hundred Pounds; and all and every Entries and Entry of any such House or Place so made use of for the making, manufacturing or keeping of either Smalts or other Glass contrary to the true Intent and Meaning of this Act, shall be null and void to all Intents and Purposes whatsoever.

Penalty 500l.

Act may be altered, &c. this Session.

IV. And be it further enacted, That this Act may be amended, altered or repealed by any Act or Acts to be passed in this present Session of Parliament.

CAP. XXII.

An Act for fixing the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers. [8th *May* 1818.]

'WHEREAS by an Act passed in the present Session of Parliament for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters, it is enacted, that Officers and Soldiers shall be furnished with Diet and Small Beer upon paying and allowing for the same the several Rates that are or shall be established by any Act or Acts of Parliament; and an Option is given to Innholders and others upon whom Officers and Soldiers

'are quartered and billetted, to furniſh certain Articles *gratis* in lieu 'of Diet and Small Beer; and it is juſt and expedient that an 'adequate Allowance ſhall be made and eſtabliſhed for Proviſion and 'other Articles furniſhed to Officers and Soldiers:' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That every Non Commiſſioned Officer and Private Soldier who ſhall be furniſhed with Diet and Small Beer, within thoſe Parts of the United Kingdom ſpecified in the ſaid recited Act, by the Innholders or other Perſons on whom ſuch Non Commiſſioned Officers or Private Soldiers ſhall be quartered and billetted by virtue of the ſaid Act, ſhall pay and allow for the ſame the Sum of One Shilling and Two pence *per Diem*; and that for ſuch Allowance of One Shilling and Two pence the Innholder or other Perſon ſhall furniſh One Meal; *videlicet*, a hot Dinner, if required, in each Day to each Non Commiſſioned Officer, Trumpeter, Drummer and Private Soldier quartered and billetted on him, to conſiſt of ſuch Quantities of Diet and Small Beer as have been or ſhall be ſpecified and fixed in and by any Regulations made or to be made from time to time by His Majeſty in that behalf, but not to exceed One Pound and a Quarter of Meat previous to being dreſſed, One Pound of Bread, One Pound of Potatoes or other Vegetables previous to being cooked, and Two Pints of Small Beer, and Vinegar, Salt and Pepper; and that the Accounts of the ſame ſhall be rendered, and Payment thereof made, in like manner as is directed by the ſaid Act.

Allowances for the Diet of Non Commiſſioned Officers and Soldiers, 1s. 2d. per Day.

III. And be it further enacted, That the Sum to be paid to the Innholder or other Perſon within the aforeſaid Parts of the United Kingdom on whom any of the Horſes belonging to His Majeſty's Forces ſhall be quartered by virtue of the ſaid Act, for Hay and Straw, ſhall be One Shilling *per Diem*.

For Horſes quartered 1s. per Day to be paid for Hay and Straw.

[*This Act is the ſame as* 57 G. 3. c. 78. *except as to Dates and the Sections that are here retained.*]

CAP. XXIII.

An Act for raiſing the Sum of Three Millions, by the Transfer of certain Three Pounds *per Centum* Annuities into other Annuities, at the Rate of Three Pounds Ten Shillings *per Centum*; and for granting Annuities to diſcharge certain Exchequer Bills. [8th *May* 1818.]

'Moſt Gracious Sovereign,

'WE, Your Majeſty's moſt dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland*, 'in Parliament aſſembled, being deſirous to raiſe the neceſſary Sup- 'plies which we have cheerfully granted to Your Majeſty in this 'Seſſion of Parliament, and being deſirous alſo of making Proviſion 'to ſatisfy the principal Sums contained in certain Exchequer Bills 'now outſtanding;' Do therefore moſt humbly beſeech Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That every Perſon and Body

Body Politic and Corporate who shall, on or before the Twenty fourth Day of *April* One thousand eight hundred and eighteen, have subscribed his or their Name or Names in the Books of the Governor and Company of the Bank of *England*, for the Purpose of converting not less than Two thousand Pounds Capital Stock in the Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Annuities, into Annuities at the Rate of Three Pounds Ten Shillings *per Centum per Annum*, shall, upon the Transfer of such Three Pounds *per Centum* Annuities to the Account of the Commissioners for the Reduction of the National Debt, and upon Payment to the Chief Cashier or Cashiers of the Governor and Company of the Bank of *England*, at the times hereafter mentioned, of the Sum of Eleven Pounds in Money for every One hundred Pounds of the said Annuities, be entitled to One hundred Pounds in Annuities after the Rate of Three Pounds Ten Shillings *per Centum per Annum*; which Annuities shall be charged upon the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, and shall be payable Half Yearly at the Bank of *England* on the Fifth Day of *April* and the Tenth Day of *October* in every Year, and shall be transferable in the Books of the Governor and Company of the Bank of *England*.

Subscribers of not less than 2000l. 3 per Cent. Consols or Reduced Annuities, with a Payment of 11l. for every 100l. Annuities, entitled to 100l. in Annuities at the Rate of 3½ per Cent. charged upon Consolidated Fund.

II. Provided always, and be it further enacted, That the whole of the Money to arise from the Payment of Eleven Pounds on each One hundred Pounds Three Pounds *per Centum* Consolidated or Reduced Annuities, subscribed to be transferred as aforesaid, shall not exceed the Sum of Three Millions.

The Payments of 11l. not to exceed 3,000,000l.

III. And be it further enacted, That every Person and Body Politic and Corporate having subscribed such Annuities, and having transferred Fifteen Pounds *per Centum* thereof to the Account of the Commissioners for the Reduction of the National Debt, on or before the Fourth Day of *May* One thousand eight hundred and eighteen, shall transfer or cause to be transferred, on his or their behalf, the remaining Eighty five Pounds *per Centum* on or before the Twenty seventh Day of *November* One thousand eight hundred and eighteen; and the Accountant General of the Bank of *England*, or his Deputy or Deputies, shall grant a Certificate or Certificates in Writing to every Subscriber who shall under the Provisions of this Act transfer any Three Pounds *per Centum* Annuities to the Commissioners for the Reduction of the National Debt, and which Certificate or Certificates shall be assignable by Indorsement thereon in the manner and within the time hereinafter mentioned.

Subscribers having transferred 15l. per Cent. to Commissioners of National Debt by May 4, shall transfer the remaining 85l. per Cent. by Nov. 27, 1818.

IV. And be it further enacted, That every Person and Body Politic and Corporate having subscribed as aforesaid, and having made a Deposit with the Cashier or Cashiers of the Governor and Company of the Bank of *England* (which Cashier or Cashiers is and are hereby appointed the Receiver and Receivers of such Contributions, without any other Warrant to be had in that behalf,) of One Pound upon every One hundred Pounds Three Pounds *per Centum* Annuities subscribed to be transferred, shall advance and pay, or cause to be advanced and paid, unto the said Cashier or Cashiers, the several Remainders of the Sums by them respectively subscribed towards the said Sum of Three Millions, at or before the respective Days and times and in the Proportions hereinafter limited and appointed in that behalf; that is to say, the further Sum of One Pound on or before the Nineteenth Day of *June* One thousand eight hundred and eighteen; the further

Times of Payment of the said 11l. per Cent.

further Sum of One Pound on or before the Twenty fourth Day of *July* then next following; the further Sum of One Pound on or before the Seventh Day of *Auguſt* then next following; the further Sum of One Pound on or before the Fourth Day of *September* then next following; the further Sum of One Pound on or before the Sixteenth Day of *October* then next following; the further Sum of One Pound on or before the Thirteenth Day of *November* then next following; the further Sum of One Pound on or before the Fourth Day of *December* then next following; the further Sum of One Pound on or before the Fifteenth Day of *January* One thouſand eight hundred and nineteen; the further Sum of One Pound on or before the Fifth Day of *February* then next following; and the remaining Sum of One Pound on or before the Fifth Day of *March* then next following.

Allowance for Payment of the whole Money in advance by the 4th Feb. 1819.

V. And be it further enacted, That every Perſon and Body Politic and Corporate ſo ſubſcribing and paying the whole of the Sums of Money by them reſpectively ſubſcribed, in reſpect of the ſaid Annuities to be transferred to the Commiſſioners for the Reduction of the National Debt as aforeſaid, at any time on or before the Fourth Day of *February* One thouſand eight hundred and nineteen, ſhall be entitled to an Allowance of ſo much Money as the Intereſt of each Sum ſo paid in advance for completing his or their Subſcription reſpectively ſhall amount unto after the Rate of Two Pounds *per Centum per Annum*, to be computed from the Day of completing the ſame to the Fifth Day of *March* One thouſand eight hundred and nineteen; which Allowance is to be paid by the ſaid Caſhier or Caſhiers out of the Money to be raiſed in purſuance of this Act, as ſoon as ſuch reſpective Subſcribers, their Executors, Adminiſtrators, Succeſſors and Aſſigns ſhall have completed ſuch Payments.

Perſons making Transfers of the Stock ſubſcribed before certain Periods, entitled to 88l. in the Annuities of 3½ per Cent. for every 100l. 3l. per Cent. Annuities ſo transferred, to commence at the times herein mentioned.

VI. And be it further enacted, That every Perſon and Body Politic and Corporate who ſhall, on or before the Second Day of *June* One thouſand eight hundred and eighteen, have transferred, or have cauſed to be transferred as aforeſaid, to the Account of the Commiſſioners for the Reduction of the National Debt, the Whole of the Three Pounds *per Centum* Conſolidated or Reduced Annuities ſubſcribed by him or them, ſhall be entitled to the principal Sum of Eighty eight Pounds in Annuities, at the Rate of Three Pounds Ten Shillings *per Centum* for every One hundred Pounds Three Pounds *per Centum* Annuities ſo transferred; and ſuch Annuity at the Rate of Three Pounds Ten Shillings *per Centum* ſhall commence from the Fifth Day of *April* One thouſand eight hundred and eighteen, and the Firſt Payment of ſuch Annuity to be made on the Tenth Day of *October* One thouſand eight hundred and eighteen; and every Perſon and Body Politic and Corporate who ſhall, after the Second Day of *June*, and on or before the Twenty ſeventh Day of *November* One thouſand eight hundred and eighteen, have transferred, or have cauſed to be transferred as aforeſaid, to the Account of the ſaid Commiſſioners, the Whole of the Three Pounds *per Centum* Conſolidated or Reduced Annuities ſubſcribed by him, ſhall be entitled to the principal Sum of Eighty eight Pounds in Annuities, at the Rate of Three Pounds Ten Shillings *per Centum* for every One Hundred Pounds of Three Pounds *per Centum* Annuities ſo transferred; ſuch Annuities at the Rate of Three Pounds Ten Shillings

per

per Centum to commence from the Tenth Day of *October* One thouſand eight hundred and eighteen, and the Firſt Payment of ſuch Annuity to be made on the Fifth Day of *April* One thouſand eight hundred and nineteen; and every Perſon and Body Politic and Corporate who ſhall, on or before the Fifth Day of *March* One thouſand eight hundred and nineteen, have paid to the Chief Caſhier or Caſhiers of the Governor and Company of the Bank of *England* the Sum of Eleven Pounds in Money for every One hundred Pounds of Three Pounds *per Centum* Annuities ſubſcribed by him or them, ſhall be entitled to the further principal Sum of Twelve Pounds in Annuities, at the Rate of Three Pounds Ten Shillings *per Centum* for every Sum of Eleven Pounds ſo paid; ſuch Annuities to commence from the Fifth Day of *April* One thouſand eight hundred and eighteen, and the Firſt Payment of ſuch Annuity to be made on the Tenth Day of *October* One thouſand eight hundred and eighteen, if the Payment ſhall be completed on or before the Seventh Day of that Month, and on the Fifth Day of *April* One thouſand eight hundred and nineteen, if the Payment of the Amount ſubſcribed ſhall not be completed until after the ſaid Seventh Day of *October*; and ſuch Annuities at the Rate of Three Pounds Ten Shillings *per Centum per Annum* ſhall not be reduced, nor ſhall the principal Sum of ſuch Annuities be paid off, at any time before the Fifth Day of *April* One thouſand eight hundred and twenty nine.

Annuities of 3½ per Cent. not to be reduced nor paid off before 5th April 1829.

VII. And be it further enacted, That every Perſon and Body Politic and Corporate, having completed the Transfer to the Account of the Commiſſioners for the Reduction of the National Debt of the whole of the Three Pounds *per Centum* Conſolidated Annuities ſubſcribed by him or them, ſhall be entitled to a Dividend or Intereſt at the Rate of Fifteen Shillings for every principal Sum of One hundred Pounds in ſuch Three Pounds *per Centum* Conſolidated Annuities which may have been ſo transferred; and ſuch Dividend or Intereſt ſhall be paid at the Bank of *England* on the Fifth Day of *July* One thouſand eight hundred and eighteen, provided the whole of the Three Pounds *per Centum* Conſolidated Annuities ſubſcribed by ſuch Perſon or Body Politic or Corporate ſhall be transferred to the ſaid Commiſſioners on or before the Second Day of *June* One thouſand eight hundred and eighteen, or on the Fifth Day of *January* One thouſand eight hundred and nineteen, provided the whole of the Three Pounds *per Centum* Conſolidated Annuities ſubſcribed by ſuch Perſon or Body Politic or Corporate ſhall be transferred to the ſaid Commiſſioners after the Second Day of *June*, and on or before the Twenty ſeventh Day of *November* One thouſand eight hundred and eighteen; and after Payment of the ſaid Dividend or Intereſt, the whole of the ſaid Conſolidated and Reduced Annuities which may be transferred to the ſaid Commiſſioners, ſhall be reſpectively cancelled, and the Intereſt or Dividends which would have been payable thereon ſhall from thenceforth reſpectively ceaſe to be iſſued from the Receipt of the Exchequer, or to be charged upon the Conſolidated Fund; and the Money which would have been applicable to the Payment thereof ſhall remain and be a Part of the growing Produce of the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

Perſons completing their Transfer of the 3 per Cent. Conſols by a certain time, entitled to a Dividend of 15s. per Cent.

Provided the whole of the 3 per Cent. Conſols transferred after 2d June, and by 27th Nov. 1818.

VIII. And be it further enacted, That it ſhall be lawful for the Commiſſioners for the Reduction of the National Debt, and they are hereby

In what caſe and Proportion Commiſſioners

of National Debt may purchaſe 3½ per Cent. Annuities.

hereby authorized and required, to purchaſe the ſaid Annuities after the Rate of Three Pounds Ten Shillings *per Centum* created by this Act, in the Proportion of at leaſt One Pound *per Centum per Annum* on the Capital to be created, whenever the principal Sum of One hundred Pounds of ſuch Annuities can be purchaſed for leſs than One hundred Pounds in Money.

3½ per Cent. Annuites may be taken by the Commiſſioners for the Purchaſe of Life Annuities;

IX. And be it further enacted, That it ſhall be lawful for the Commiſſioners, for the Reduction of the National Debt, and they are hereby empowered and required, to accept and receive Three Pounds and Ten Shillings *per Centum* Bank Annuities as the Conſideration for the Purchaſe of Life Annuities; and for the Purpoſe of aſcertaining the Price of ſuch Stock or Annuities, the Caſhier or Caſhiers of the Bank of *England* ſhall and they are hereby required, on every Day on which any of the ſaid Annuities ſhall have been bought at the Bank of *England*, to cauſe an Account to be made out of the Average Price thereof, according to the Regulations preſcribed by any Act or Acts now in force for aſcertaining the Average Price of Three Pounds *per Centum* Bank Annuities, for enabling the Purchaſe of Life Annuities; which ſaid Account ſhall be tranſmitted to the Officer appointed by the ſaid Commiſſioners, to enable him to aſcertain the reſpective Amounts of the like Annuities which may be purchaſed by the Transfer of ſuch Three Pounds and Ten Shillings *per Centum* Bank Annuities as aforeſaid.

and on Transfer thereof converted into 3 per Cents.

X. And be it further enacted, That when any Three Pounds and Ten Shillings *per Centum* Bank Annuities ſhall be transferred to the ſaid Commiſſioners for the Purchaſe of Life Annuities, that ſuch Three Pounds and Ten Shillings *per Centum* Bank Annuities ſhall be firſt converted, by the Computation of the ſaid Officer, into Three Pounds *per Centum* Conſolidated or Reduced Bank Annuities (at the Option of the Purchaſer), according to the Average Price of thoſe Stocks, to be aſcertained as hereinbefore directed; and the Life Annuities to be granted thereon ſhall be calculated and aſcertained upon the Amount of Three Pounds *per Centum* Bank Annuities, including Fractions (if any) produced by ſuch Converſion, according to the Proviſions, Rules and Regulations preſcribed by any Act or Acts now in force enabling the ſaid Commiſſioners to grant Life Annuities.

How the Life Annuities to be calculated and aſcertained.

Subſcribers making Depoſit of 1 per Cent. may transfer to Commiſſioners 15 per Cent. 3 per Cent. Annuities on the Amount of Subſcription.

XI. And be it further enacted, That every Subſcriber or Subſcribers who has or have paid a Depoſit of One Pound *per Centum* at the Bank of *England* upon the Subſcription to a new Stock of Three Pounds and Ten Shillings *per Centum*, ſhall and may, either in his, her or their own Name or Names, or in the Name or Names of any other Perſon or Perſons on his or their behalf, be at liberty to transfer into the Names of the Commiſſioners for the Reduction of the National Debt the Depoſit of Fifteen Pounds *per Centum* Three Pounds *per Centum* Annuities upon the Amount of every Subſcription.

The 3½ per Cent. Annuities ſhall, under 57 G. 3. c. 79. be transferable at the Bank of Ireland; and the Perſons transferring the ſame ſhall be en-

XII. And be it further enacted, That the ſaid Annuities at the Rate of Three Pounds Ten Shillings *per Centum* created by this Act ſhall, under the Proviſions of an Act made in the Fifty ſeventh Year of His preſent Majeſty, intituled *An Act to permit the Transfer of Capital from certain Publick Stocks or Funds in* Great Britain *to certain Publick Stocks or Funds in* Ireland, be transferable into Annuities at the Rate of Three Pounds Ten Shillings *per Centum*, payable and transferable at the Bank of *Ireland*; and every Perſon and

Body

Body Politic and Corporate transferring ſuch Annuities payable at the Bank of *England* ſhall be entitled, for every One hundred Pounds ſo transferred, to the Principal Sum of One hundred and eight Pounds Six Shillings and Eight pence in Annuities at the Rate of Three Pounds Ten Shillings *per Centum*, payable at the Bank of *Ireland*; and the Firſt Dividend to be paid at the Bank of *Ireland* ſhall be computed from the Fifth Day of *April* or Tenth Day of *October* next preceding the Day on which the Transfer ſhall be made to the Commiſſioners for the Reduction of the National Debt at the Bank of *England*, and ſhall be paid on the Fifth Day of *January* or Fifth Day of *July* next ſucceeding the Day on which ſuch Annuities ſhall be written into the Books of the Bank of *Ireland* in the Name or Names of the Party or Parties ſpecified in ſuch Certificate. [*See Cap.* 80. *poſt.*]

titled for every 100l. to 108l. 6s. 8d. in Annuities at the Rate of 3½ per Cent.

XIII. And be it further enacted, That the Caſhier or Caſhiers of the Governor and Company of the Bank of *England* who ſhall have received or ſhall receive any Part of the Sums ſubſcribed under this Act, ſhall give a Receipt or Receipts in Writing to every ſuch Subſcriber for all ſuch Sums: Provided always, that ſuch Caſhier or Caſhiers ſhall give Security to the good Liking of any Three or more of the Commiſſioners of the Treaſury of the United Kingdom of *Great Britain* and *Ireland*, or the HighTreaſurer of the United Kingdom of *Great Britain* and *Ireland* for the time being, for duly anſwering and paying into the Receipt of His Majeſty's Exchequer in *Great Britain*, as after mentioned, for the public Uſe, all the Monies which they have already received and ſhall hereafter receive from time to time under the Proviſions of this Act, and for accounting duly for the ſame, and for Performance of the Truſt hereby in him or them repoſed; and ſhall from time to time pay all ſuch Monies, as ſoon as he or they ſhall receive the ſame or any Part thereof, or within Five Days afterwards at the furtheſt, into and ſhall account for the ſame in the Exchequer of *Great Britain*, according to the due Courſe thereof, deducting thereout ſuch Sums as ſhall have been paid by him or them in purſuance of this Act, for which Sums ſo paid Allowance ſhall be made in his or their Accounts.

Caſhiers of the Bank of England to give Receipts to Subſcribers; and Security to the Treaſury of G. B. and I.

Money to be accounted for in the Exchequer of G. B.

XIV. And be it further enacted, That every Perſon and Body Politic and Corporate who ſhall, on or before the Twenty fourth Day of *April* One thouſand eight hundred and eighteen, have ſubſcribed his Name in the Books of the Governor and Company of the Bank of *England*, for transferring to the Account of the Commiſſioners for the Reduction of the National Debt Three Pounds *per Centum* Annuities for other Annuities at the Rate of Three Pounds Ten Shillings *per Centum*, ſhall be at Liberty to ſubſcribe his Name, or the Name or Style of the Body Politic or Corporate, in the Books of the ſaid Governor and Company, on the Twenty eighth or Twenty ninth Days of *April*, or on the Second Day of *May* One thouſand eight hundred and eighteen, for converting into Three Pounds *per Centum* Conſolidated and Reduced Annuities, upon the Terms and Conditions hereinafter mentioned, any Exchequer Bills already iſſued or which may be iſſued before the Firſt Day of *Auguſt* One thouſand eight hundred and eighteen, and which may not have been advertiſed to be paid off, and the Intereſt thereon have ceaſed before the reſpective Days of Payment hereinafter ſpecified, to an Amount not exceeding One hundred Pounds in Exchequer Bills for every One hundred

Subſcriptions may be made in Exchequer Bills in manner herein mentioned.

hundred Pounds of Stock ſubſcribed, to be ſo transferred to the Account of the Commiſſioners for the Reduction of the National Debt as aforeſaid: Provided always, that every ſuch Perſon and Body Politic and Corporate ſhall, at the time of ſo ſubſcribing as aforeſaid, make a Depoſit in Money or in Exchequer Bills with the Chief Caſhier or Caſhiers of the Governor and Company of the Bank of *England*, equal to Five Pounds *per Centum* at leaſt on the Amount of Exchequer Bills ſo ſubſcribed, as a Security for delivering into the Office of the Paymaſters of Exchequer Bills the Amount of Exchequer Bills ſo ſubſcribed, in manner and at the times following; that is to ſay, the Sum of Fifteen Pounds *per Centum* upon the whole Amount of Exchequer Bills ſubſcribed on or before the Firſt Day of *Auguſt* One thouſand eight hundred and eighteen; the further Sum of Ten Pounds on or before the Third Day of *September* then next following; the further Sum of Twenty Pounds on or before the Sixteenth Day of *October* then next following; the further Sum of Ten Pounds on or before the Twenty ſeventh Day of *November* then next following; the further Sum of Ten Pounds on or before the Eleventh Day of *December* then next following; the further Sum of Ten Pounds on or before the Fifteenth Day of *January* One thouſand eight hundred and nineteen; and the Remainder of ſuch Amount on or before the Nineteenth Day of *February* One thouſand eight hundred and nineteen; and that whenever ſuch Depoſit as aforeſaid ſhall have been made at the Bank in Money as aforeſaid, the Paymaſters of Exchequer Bills ſhall, ſo ſoon as any ſuch Perſon or Body Politic or Corporate ſo ſubſcribing as aforeſaid ſhall have brought in Exchequer Bills to the whole Amount of ſuch Subſcription, return to ſuch Perſon or Body Politic or Corporate ſo ſubſcribing the Amount of ſuch Depoſit, or ſuch Depoſit may be taken into Account as a Part Payment of the Subſcription of ſuch Perſon or Body Politic or Corporate.

Proviſo for making Depoſit by ſuch Subſcriber.

Times of delivering in Exchequer Bills.

Depoſit returned or taken into Account.

Guardians or Truſtees may ſubſcribe for Infants.

XV. And be it further enacted, That it ſhall be lawful for any Guardian or Truſtee having the Diſpoſition of any Three Pounds *per Centum* Annuities, and of any Money, or of any Exchequer Bills of any Infant, to transfer ſuch Annuities, and to pay ſuch Money, and deliver in ſuch Exchequer Bills in manner aforeſaid; and ſuch Infant, upon the Transfer of the Annuities, and Payment of the Sum or Sums of Money, or Delivery of Exchequer Bills ſubſcribed by ſuch Guardian or Truſtee, ſhall be entitled to have and receive the Annuities, Advantages and Payments in reſpect thereof, in ſuch and the like manner as any other Subſcriber; and the ſaid Guardian and Truſtee, as to the ſaid Annuities transferred, and Sum or Sums ſo advanced, or Exchequer Bills delivered in, is hereby diſcharged, ſo as the Name of ſuch Infant be expreſſed in ſuch Transfer, and in the Receipt or Receipts for ſuch Money or Exchequer Bills.

Bodies Politic having paid Depoſits, &c. may authoriſe Perſons to ſubſcribe their Names for the Purpoſe of funding Exchequer Bills.

XVI. And be it further enacted, That it ſhall be lawful for any Body Politic or Corporate, who ſhall have ſubſcribed any Three Pounds *per Centum* Conſolidated or Reduced Annuities, to be transferred to the Commiſſioners for the Reduction of the National Debt under the Proviſions of this Act, and who ſhall have paid the Depoſit of One Pound in reſpect of each One hundred Pounds ſubſcribed to be transferred, and ſhall alſo have transferred Fifteen Pounds *per Centum* thereon to the ſaid Commiſſioners, by any Inſtrument under their Common Seal, to be lodged with the Chief Caſhier or Caſhiers of

of the Bank of *England*, to direct any Person or Persons to subscribe his or their Name or Names for the Purpose of funding any Exchequer Bills; and the Certificate or Certificates to be granted by the Paymasters of Exchequer Bills shall be made out in the Name of such Person or Persons, and shall be assignable by him or them in the same manner as if the Three Pounds *per Centum* Consolidated or Reduced Annuities, in respect of which such Exchequer Bills were subscribed to be funded, had been subscribed by such Person or Persons in his or their own Name or Names.

Certificates given by Paymasters, expressing that the Whole of the Exchequer Bills have been received, being lodged at the Bank of England, Persons holding the same shall be entitled, for every 100l. contained therein, to 64l. 3 per Cent. Consols. and 64l. 3 per Cent. Reduced Annuities.

XVII. And be it further enacted, That every Person and Body Politic and Corporate who shall have made a Deposit at the Bank of *England* to the Amount of Five Pounds *per Centum* on the Exchequer Bills subscribed by such Person or Body, shall receive from the Paymasters of Exchequer Bills a Certificate or Certificates, upon which a Receipt for the Deposit made at the Bank of *England* shall be written; and such Certificate or such Certificates shall be carried to the Office of the Paymasters of Exchequer Bills at the time of making every future Payment, the Receipt for which shall be written thereon; and when the whole Amount of Exchequer Bills expressed in such Certificate or Certificates shall have been acknowledged to have been received by the Paymasters of Exchequer Bills, such Certificate or Certificates being carried into the Bank of *England*, and lodged with the Governor and Company of the said Bank, shall entitle the Persons or Bodies Politic or Corporate respectively holding the same, for every One hundred Pounds principal Money, contained therein, to Sixty four Pounds Capital Stock in the Three Pounds *per Centum* Consolidated Annuities, the Interest whereon shall commence from the Fifth Day of *January* One thousand eight hundred and eighteen, and the First Payment thereon to be made on the Fifth Day of *January* One thousand eight hundred and nineteen, if the Certificate or Certificates before mentioned shall have been lodged with the Governor and Company of the said Bank on or before the Second Day of *January* One thousand eight hundred and nineteen; and if such Certificate or Certificates shall not be so lodged until after the said Second Day of *January* One thousand eight hundred and nineteen, the First Payment shall not be made until the Fifth Day of *July* One thousand eight hundred and nineteen; and also to Sixty four Pounds Capital Stock in Three Pounds *per Centum* Reduced Annuities, the Interest whereon shall commence from the Fifth Day of *April* One thousand eight hundred and eighteen, and the First Payment thereon to be made on the Tenth Day of *October* One thousand eight hundred and eighteen, if the Certificate or Certificates before mentioned shall have been lodged with the Governor and Company of the Bank on or before the Seventh Day of *October* One thousand eight hundred and eighteen; but if such Certificate or Certificates shall not be so lodged until after the said Seventh Day of *October* One thousand eight hundred and eighteen, the First Payment upon such Amount of Reduced Annuities shall not be made until the Fifth Day of *April* One thousand eight hundred and nineteen; and the said Paymasters of Exchequer Bills are hereby authorized and required to deliver to the Governor and Company of the Bank of *England* the Cheques or Counterfoils of such Certificates.

Paymasters to deliver Cheques of Certificates to the Bank of England.

Interest on such Exchequer Bills shall be com-

XVIII. And be it further enacted, That the Interest on all Exchequer Bills which shall be deposited at the Bank of *England*, or which

puted and paid to Aug. 1, 1818, inclusive.

which may be carried into the Office of the Paymasters of Exchequer Bills as aforesaid, shall be computed up to the First Day of *August* One thousand eight hundred and eighteen inclusive, from which time the same shall cease; and the Interest which may be due on such Bills, from the Day of their Date up to the said First Day of *August*, shall be paid by the said Paymasters as soon as conveniently may be after the said Bills shall have been deposited, or delivered in to the Person or Persons by whom the Deposit was made, or by whom the Bills were carried in.

Subscribers may make up their Subscription in Money instead of Exchequer Bills.

XIX. And be it further enacted, That every such Subscriber as aforesaid who shall be desirous of making up any Part of his Subscription in Money instead of Exchequer Bills, shall be at liberty to do so, upon paying the same into the Bank of *England* to the Account of the Paymasters of Exchequer Bills, together with a Sum equal to One Pound *per Centum* upon such Money Payment; and also, if such Payment should be made after the First Day of *August* One thousand eight hundred and eighteen, a further Sum equal to Two Pence *per Centum per Diem* on the Amount of such Payment in Money, to be computed from the said First Day of *August* up to the Day of the actual Payment thereof; and the Paymasters of Exchequer Bills shall, upon the Payment to their Account being duly certified to them, grant a Receipt on such Certificate as aforesaid for such Payment, in the same manner as if Exchequer Bills to such Amount had been brought into their Office; and the said Paymasters of Exchequer Bills shall and they are hereby required within Five Days after they shall be apprized of the Payment of the said Money to their Account at the Bank of *England*, pay the same into the Exchequer of *Great Britain*, and shall account for the same in the Exchequer according to the due Course thereof.

Paymasters to grant a Receipt;

and pay into the Exchequer of G. B.

Exchequer Bills shall be received at the proper Office, and cancelled, and the Interest paid.

XX. And be it further enacted, That it shall be lawful for the proper Officer or Officers at the Office of the Paymasters of Exchequer Bills for the time being, to take in and receive from all and every Person and Persons, Bodies Politic or Corporate, who is, are or shall be possessed of, interested in or entitled unto any such Exchequer Bills so subscribed as aforesaid, all the said Exchequer Bills, to such Amount as aforesaid, which any such Person or Persons, Bodies Politic or Corporate, shall have so subscribed, according to the Provisions of this Act; and the said Paymasters of Exchequer Bills are hereby authorized and required, upon Receipt of any such Bills, to mark and cancel the same, and to pay the Interest thereupon, according to the Provisions of this Act.

Time of Payment of the Annuities granted in lieu of Exchequer Bills.

XXI. And be it further enacted, That all and every Person and Persons, Bodies Politic and Corporate, who shall have delivered any such Exchequer Bill or Bills as aforesaid, upon producing such Certificates as are hereby directed to be made forth by the said Paymasters of Exchequer Bills, in lieu of the principal Sums contained in such Bill or Bills, shall for every Sum of One Hundred Pounds contained therein, and so in proportion for any greater Sum, have and be entitled to the Capital Stock in Annuities hereinbefore mentioned, which shall be in lieu of such Exchequer Bills; and the Annuities thereon shall be respectively payable Half yearly at the Bank of *England* in manner following; the said Consolidated Annuities on the Fifth Day of *July* and the Fifth Day of *January*, and the said Reduced Annuities on the Fifth Day of *April* and Tenth Day

Day of *October* respectively in every Year; and that all Persons and Bodies Politic or Corporate entitled to any such Annuity or Annuities aforesaid, and his and their Executors, Administrators, Successors and Assigns respectively, and all Persons and Bodies Politic or Corporate lawfully claiming under him or them, shall have good, sure, absolute and indefeasible Estates and Interests in the said Annuities, according to the true Tenor and Meaning of this Act, until the Redemption thereof in the Manner herein directed. Persons entitled to have sure Estate in Annuities.

XXII. And be it further enacted, That all Receipts by the Chief Cashier or Cashiers of the Bank of *England*, or Certificates by the Accountant General of the Bank of *England*, or his Deputy or Deputies, or by the Paymasters of Exchequer Bills, which shall be delivered under and by virtue of this Act, in respect of any such Transfers or Payments as aforesaid, shall be assignable by Indorsement thereupon, provided such Indorsement is made upon any Receipt or Receipts granted by the Cashier or Cashiers of the Bank of *England* on or before the Fifth Day of *February* One thousand eight hundred and nineteen, and upon any Certificate or Certificates, Receipt or Receipts, granted by the Accountant General of the Bank of *England*, or his Deputy or Deputies, or the Paymasters of Exchequer Bills, at any time before the Nineteenth Day of *November* One thousand eight hundred and eighteen, and no longer; and no such Receipt, Certificate or Assignment thereupon, shall be charged with any Stamp Duties whatever. Receipts or Certificates shall be assignable by Indorsement, made in the manner and at the Times herein mentioned. No Stamp Duty.

XXIII. And be it further enacted, That as soon as any Subscribers, their Executors, Administrators and Assigns, shall have completed their Payments and Transfers as aforesaid under and according to the Provisions of this Act, and the Certificates granted by the Paymasters of Exchequer Bills shall be lodged with the Governor and Company of the Bank of *England*, and which they are hereby authorized and required to take in and receive, the respective principal Sums or Annuities in respect of which such Payments and Transfers shall have been made as aforesaid, shall forthwith be, in the Books of the Bank of *England*, placed to the Credit of such respective Subscribers, their Executors, Administrators, Successors and Assigns, completing such Transfers or Payments; and the Persons to whose Credit such principal Sums shall be so placed, their respective Executors, Administrators, Successors and Assigns shall and may have power to assign and transfer the same, or any Part, Share or Proportion thereof, to any other Person, Body Politic or Corporate whatsoever, in the Books of the Bank of *England*; and the said Governor and Company of the Bank of *England* are hereby required, as soon as conveniently may be after the passing of this Act, to prepare proper Books for the Purpose of entering the Names of all such Subscribers, and of placing to their Credit the principal Sums to which they may be respectively entitled under the Provisions of this Act; and all such principal Sums respectively shall be taken and deemed to be Stock transferable according to the true Intent and Meaning of this Act, until Redemption thereof, in such manner as is hereinafter mentioned. Annuities to be entered in Books of the Bank of England, and be transferable. Bank of England to prepare Books.

XXIV. And be it further enacted, That if any Subscriber or Subscribers shall have completed his or their Subscription, and shall have lodged the Certificate or Certificates thereof with the Governor and Company of the Bank of *England* on or before the Second Day of Subscribers completing their Subscription before July 2, 1818, the Divi-

puted and paid to Aug. 1, 1818, inclusive.

which may be carried into the Office of the Paymasters of Exchequer Bills as aforesaid, shall be computed up to the First Day of *August* One thousand eight hundred and eighteen inclusive, from which time the same shall cease; and the Interest which may be due on such Bills, from the Day of their Date up to the said First Day of *August*, shall be paid by the said Paymasters as soon as conveniently may be after the said Bills shall have been deposited, or delivered in to the Person or Persons by whom the Deposit was made, or by whom the Bills were carried in.

Subscribers may make up their Subscription in Money instead of Exchequer Bills.

XIX. And be it further enacted, That every such Subscriber as aforesaid who shall be desirous of making up any Part of his Subscription in Money instead of Exchequer Bills, shall be at liberty to do so, upon paying the same into the Bank of *England* to the Account of the Paymasters of Exchequer Bills, together with a Sum equal to One Pound *per Centum* upon such Money Payment; and also, if such Payment should be made after the First Day of *August* One thousand eight hundred and eighteen, a further Sum equal to Two Pence *per Centum per Diem* on the Amount of such Payment in Money, to be computed from the said First Day of *August* up to the Day of the actual Payment thereof; and the Paymasters of Exchequer Bills shall, upon the Payment to their Account being duly certified to them, grant a Receipt on such Certificate as aforesaid for such Payment, in the same manner as if Exchequer Bills to such Amount had been brought into their Office; and the said Paymasters of Exchequer Bills shall and they are hereby required within Five Days after they shall be apprized of the Payment of the said Money to their Account at the Bank of *England*, pay the same into the Exchequer of *Great Britain*, and shall account for the same in the Exchequer according to the due Course thereof.

Paymasters to grant a Receipt;

and pay into the Exchequer of G. B.

Exchequer Bills shall be received at the proper Office, and cancelled, and the Interest paid.

XX. And be it further enacted, That it shall be lawful for the proper Officer or Officers at the Office of the Paymasters of Exchequer Bills for the time being, to take in and receive from all and every Person and Persons, Bodies Politic or Corporate, who is, are or shall be possessed of, interested in or entitled unto any such Exchequer Bills so subscribed as aforesaid, all the said Exchequer Bills, to such Amount as aforesaid, which any such Person or Persons, Bodies Politic or Corporate, shall have so subscribed, according to the Provisions of this Act; and the said Paymasters of Exchequer Bills are hereby authorized and required, upon Receipt of any such Bills, to mark and cancel the same, and to pay the Interest thereupon, according to the Provisions of this Act.

Time of Payment of the Annuities granted in lieu of Exchequer Bills.

XXI. And be it further enacted, That all and every Person and Persons, Bodies Politic and Corporate, who shall have delivered any such Exchequer Bill or Bills as aforesaid, upon producing such Certificates as are hereby directed to be made forth by the said Paymasters of Exchequer Bills, in lieu of the principal Sums contained in such Bill or Bills, shall for every Sum of One Hundred Pounds contained therein, and so in proportion for any greater Sum, have and be entitled to the Capital Stock in Annuities hereinbefore mentioned, which shall be in lieu of such Exchequer Bills; and the Annuities thereon shall be respectively payable Half yearly at the Bank of *England* in manner following; the said Consolidated Annuities on the Fifth Day of *July* and the Fifth Day of *January*, and the said Reduced Annuities on the Fifth Day of *April* and Tenth

Day

Day of *October* respectively in every Year; and that all Persons and Bodies Politic or Corporate entitled to any such Annuity or Annuities aforesaid, and his and their Executors, Administrators, Successors and Assigns respectively, and all Persons and Bodies Politic or Corporate lawfully claiming under him or them, shall have good, sure, absolute and indefeasible Estates and Interests in the said Annuities, according to the true Tenor and Meaning of this Act, until the Redemption thereof in the Manner herein directed.

Persons entitled to have sure Estate in Annuities.

XXII. And be it further enacted, That all Receipts by the Chief Cashier or Cashiers of the Bank of *England*, or Certificates by the Accountant General of the Bank of *England*, or his Deputy or Deputies, or by the Paymasters of Exchequer Bills, which shall be delivered under and by virtue of this Act, in respect of any such Transfers or Payments as aforesaid, shall be assignable by Indorsement thereupon, provided such Indorsement is made upon any Receipt or Receipts granted by the Cashier or Cashiers of the Bank of *England* on or before the Fifth Day of *February* One thousand eight hundred and nineteen, and upon any Certificate or Certificates, Receipt or Receipts, granted by the Accountant General of the Bank of *England*, or his Deputy or Deputies, or the Paymasters of Exchequer Bills, at any time before the Nineteenth Day of *November* One thousand eight hundred and eighteen, and no longer; and no such Receipt, Certificate or Assignment thereupon, shall be charged with any Stamp Duties whatever.

Receipts or Certificates shall be assignable by Indorsement, made in the manner and at the Times herein mentioned.

No Stamp Duty.

XXIII. And be it further enacted, That as soon as any Subscribers, their Executors, Administrators and Assigns, shall have completed their Payments and Transfers as aforesaid under and according to the Provisions of this Act, and the Certificates granted by the Paymasters of Exchequer Bills shall be lodged with the Governor and Company of the Bank of *England*, and which they are hereby authorized and required to take in and receive, the respective principal Sums or Annuities in respect of which such Payments and Transfers shall have been made as aforesaid, shall forthwith be, in the Books of the Bank of *England*, placed to the Credit of such respective Subscribers, their Executors, Administrators, Successors and Assigns, completing such Transfers or Payments; and the Persons to whose Credit such principal Sums shall be so placed, their respective Executors, Administrators, Successors and Assigns shall and may have power to assign and transfer the same, or any Part, Share or Proportion thereof, to any other Person, Body Politic or Corporate whatsoever, in the Books of the Bank of *England*; and the said Governor and Company of the Bank of *England* are hereby required, as soon as conveniently may be after the passing of this Act, to prepare proper Books for the Purpose of entering the Names of all such Subscribers, and of placing to their Credit the principal Sums to which they may be respectively entitled under the Provisions of this Act; and all such principal Sums respectively shall be taken and deemed to be Stock transferable according to the true Intent and Meaning of this Act, until Redemption thereof, in such manner as is hereinafter mentioned.

Annuities to be entered in Books of the Bank of England, and be transferable.

Bank of England to prepare Books.

XXIV. And be it further enacted, That if any Subscriber or Subscribers shall have completed his or their Subscription, and shall have lodged the Certificate or Certificates thereof with the Governor and Company of the Bank of *England* on or before the Second Day of

Subscribers completing their Subscription before July 2, 1818, the Divi-

dend on the 3 per Cent. Conſols ſhall be paid Jan. 5, 1819.

of *July* One thouſand eight hundred and eighteen, by which the Three Pounds *per Centum* Conſolidated Annuities created by this Act would become transferable in the Books of the ſaid Governor and Company, or the Dividend or Intereſt which may become due thereon on the Fifth Day of *July* One thouſand eight hundred and eighteen, ſhall belong to and ſhall be paid on the Fifth Day of *January* One thouſand eight hundred and nineteen to the Perſon or Perſons, Body Politic or Corporate, in whoſe Name or Names ſuch Three Pounds *per Centum* Conſolidated Annuities ſhall have been ſtanding in the Books of the Governor and Company of the Bank of *England* on the ſaid Fifth Day of *July* One thouſand eight hundred and eighteen: Provided always, that in caſe any ſuch Subſcribers who ſhall have transferred any Three Pounds *per Centum* Annuities to the Commiſſioners for the Reduction of the National Debt, or who ſhall have already depoſited with or ſhall hereafter pay to the ſaid Caſhier or Caſhiers any Sum or Sums of Money or Exchequer Bills, or carrry into the Office of the Paymaſters of Exchequer Bills any Exchequer Bills, at the times and in the manner hereinbefore mentioned, in part of the Sum or Sums ſo by them reſpectively ſubſcribed, or their reſpective Executors, Adminiſtrators, Succeſſors or Aſſigns, ſhall not transfer to the ſaid Commiſſioners, or advance and pay to the ſaid Caſhier or Caſhiers, or carry into the Office of the Paymaſters of Exchequer Bills, the Reſidue of the Three Pounds *per Centum* Annuities, Money or Exchequer Bills ſubſcribed, at the times and in the manner before mentioned, then and in every ſuch Caſe ſo much of the reſpective Annuities, Money or Exchequer Bills ſo ſubſcribed, as ſhall have been actually transferred, paid or delivered in part thereof as aforeſaid, ſhall be forfeited for the Benefit of the Public, and all Right and Title to the ſaid Annuities in reſpect thereof ſhall be extinguiſhed; any thing in this Act contained to the contrary thereof in anywiſe notwithſtanding.

If Reſidue of Subſcription be not made good, the Payments that have been made ſhall be forfeited.

Books to be provided by the Bank of England for entering the Names of Subſcribers.

XXV. And be it further enacted, That in the Office of the Accountant General of the Governor and Company of the Bank of *England* for the Time being, a Book or Books ſhall be provided and kept, in which the Names of the Subſcribers ſhall be fairly entered; which Book or Books the ſaid reſpective Subſcribers, their reſpective Executors, Adminiſtrators, Succeſſors and Aſſigns, ſhall and may from time to time, and at all ſeaſonable times, reſort to and inſpect, without any Fee or Charge; and that the ſaid Accountant General ſhall, on or before the Fifth Day of *July* One thouſand eight hundred and nineteen, tranſmit an atteſted Duplicate, fairly written on Paper, of the ſaid Book or Books, into the Office of the Auditor of the Receipt of His Majeſty's Exchequer of *Great Britain*, there to remain for ever.

Books for Transfers of Annuities kept by Accountant General.

XXVI. And be it further enacted, That Books ſhall be conſtantly kept by the ſaid Accountant General for the time being, wherein all Aſſignments or Transfers of all Annuities created under the Proviſions of this Act ſhall be entered and regiſtered; which Entry ſhall be conceived in proper Words for that Purpoſe, and ſhall be ſigned by the Parties making ſuch Aſſignments or Transfers, or if ſuch Parties be abſent, by their reſpective Attorney or Attornies thereunto lawfully authorized, in Writing under his or their Hand and Seal or Hands and Seals, to be atteſted by Two or more credible Witneſſes; and that the ſeveral Perſons to whom ſuch Transfers ſhall be made may reſpectively

ſpectively underwrite their Acceptance thereof; and that no other Method of aſſigning and transferring the ſaid Annuities, or any Part thereof, or any Intereſt therein, ſhall be good or available in Law: Provided always, that all Perſons poſſeſſed of any Share or Intereſt in the ſaid Annuities, or any Eſtate or Intereſt therein, may deviſe the ſame by Will in Writing, atteſted by Two or more credible Witneſſes; but that no Payment ſhall be made upon any ſuch Deviſe, until ſo much of the ſaid Will as relates to ſuch Share, Eſtate or Intereſt in the ſaid Annuities, be entered in the ſaid Office; and that, in default of ſuch Transfer or Deviſe, ſuch Share, Eſtate or Intereſt in the ſaid Annuities ſhall go to the Executors, Adminiſtrators, Succeſſors and Aſſigns; and that no Stamp Duties whatſoever ſhall be charged on any of the ſaid Transfers; any Law or Statute to the contrary notwithſtanding.

Proviſo for Deviſe of Annuities by Will.

No Stamp Duty on Transfers.

XXVII. And be it further enacted, That all Perſons who ſhall be entitled to any of the Annuities hereby granted, and all Perſons lawfully claiming under them, ſhall be poſſeſſed thereof as of a Perſonal Eſtate, which ſhall not be deſcendible to Heirs, nor liable to any foreign Attachment, by the Cuſtom of *London* or otherwiſe; any Law, Statute or Cuſtom to the contrary notwithſtanding.

Annuities to be Perſonal Eſtate, and not liable to foreign Attachment;

XXVIII. And be it further enacted, That ſuch Subſcribers duly tranſferring or paying or delivering in the whole Amount ſo ſubſcribed at or before the reſpective times in this Act limited in that behalf, and their reſpective Executors, Adminiſtrators, Succeſſors and Aſſigns, ſhall have, receive and enjoy, and be entitled by virtue of this Act to have, receive and enjoy the ſaid Annuities by this Act granted in reſpect of the Amount ſo ſubſcribed, and ſhall have good and ſure Intereſts and Eſtates therein, according to the ſeveral Proviſions in this Act contained; and that the ſaid Annuities ſhall be free from all Taxes, Charges and Impoſitions whatſoever.

and to be Tax Free.

XXIX. And be it further enacted, That at any time after the Fifth Day of *April* One thouſand eight hundred and twenty nine, and not ſooner, upon Six Months' Notice to be printed in the *London Gazette*, and affixed upon the *Royal Exchange* in *London*, by Authority of Parliament, and upon Repayment by Parliament of the whole of the ſaid Annuities after the Rate of Three Pounds and Ten Shillings *per Centum per Annum*, or any Part thereof, by Payments not leſs than Five hundred thouſand Pounds at one Time, in ſuch manner as ſhall be directed by any future Act or Acts of Parliament in that behalf, and alſo upon full Payment of all Arrearages of the ſaid Annuities, then, and not till then, ſuch and ſo much of the ſaid Annuities, after the Rate of Three Pounds and Ten Shillings *per Centum per Annum*, as ſhall be attending on the principal Sum or Sums ſo paid off, ſhall ceaſe and determine, and be underſtood to be redeemed; and that any Vote or Reſolution of the Houſe of Commons, ſignified by the Speaker in Writing, to be inſerted in the *London Gazette*, and affixed on the *Royal Exchange* in *London* as aforeſaid, ſhall be deemed and adjudged to be ſufficient Notice within the Words and Meaning of this Act.

After April 5, 1829, the Annuities may be paid off, upon Six Months' Notice.

What ſhall be deemed Notice.

XXX. And be it further enacted, That all the Conſolidated Annuities after the Rate of Three Pounds *per Centum per Annum* which ſhall be created under the Proviſions of this Act, ſhall, after the Fifth Day of *July* One thouſand eight hundred and eighteen, be added to the Joint Stock of Annuities tranſferable at the Bank of *England*, into

The 3 per Cent. Conſols of this Act to be added to the joint Stock of 3 per Cent. Conſols under former Acts;

into which the ſeveral Sums, carrying an Intereſt after the Rate of Three Pounds *per Centum per Annum*, were, by ſeveral Acts made in the Twenty fifth, Twenty eighth, Twenty ninth, Thirty ſecond, and Thirty third Years of the Reign of His late Majeſty King *George* the Second, and by ſeveral ſubſequent Acts, conſolidated, and ſhall be deemed Part of the ſaid joint Stock of Annuities, ſubject nevertheleſs to Redemption by Parliament in ſuch manner and upon ſuch Notice as, in the ſaid Act made in the Twenty fifth Year of His ſaid late Majeſty's Reign is directed in reſpect of the ſeveral and reſpective Annuities redeemable by virtue of the ſaid Act; and that all and every Perſon and Perſons and Corporation whatſoever, in proportion to the Money to which he or they ſhall become entitled as aforeſaid by virtue of this Act, ſhall have and be deemed to have a proportional Intereſt and Share in the ſaid joint Stock of Annuities at the Rates aforeſaid.

Subject to Redemption on Notice under 25 G. 2. c. 27. § 24.

The 3 per Cent. Reduced Annuities under this Act to be added to the joint Stock of 3 per Cent. Reduced Annuities under 23 G. 2. c. 1.

XXXI. And be it further enacted, That all the Reduced Annuities after the Rate of Three Pounds *per Centum*, created under the Proviſions of this Act, ſhall be added to the Joint Stock of Annuities tranſferable at the Bank of *England*, which, by an Act made in the Twenty third Year of the Reign of His late Majeſty, were reduced from Four Pounds *per Centum per Annum* to Three Pounds *per Centum per Annum*, and ſhall be deemed Part of the ſaid joint Stock of Annuities, ſubject nevertheleſs to Redemption by Parliament in ſuch manner and upon ſuch Notice as in the ſeveral Acts by which the ſaid Annuities after the Rate of Four Pounds *per Centum per Annum* were reſpectively granted, are directed in reſpect of the Annuities redeemable by virtue thereof; and that all and every Perſon and Perſons and Corporations whatſoever, in proportion to the Money to which he or they ſhall become entitled as aforeſaid by virtue of this Act, ſhall have and be deemed to have a proportional Intereſt and Share in the ſaid joint Stock of Annuities at the Rate aforeſaid.

Dividends payable out of the Conſolidated Fund,

XXXII. And be it further enacted, That all the Annuities created under the Proviſions of this Act, and Intereſt and Dividends which ſhall become payable in reſpect thereof, ſhall be charged and chargeable upon, and are hereby charged upon, and made payable out of the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, after paying or reſerving ſufficient to pay all ſuch Sums of Money as have been directed by any former Act or Acts of Parliament; and the ſaid Annuities at the Rate of Three Pounds *per Centum* ſhall be ſubject to Redemption by Parliament in manner hereinbefore mentioned.

and the Money iſſued at the Exchequer to the Bank of England.

XXXIII. And be it further enacted, That ſo much Money ſhall from time to time be ſet apart and iſſued at the Receipt of the Exchequer in *England*, out of the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to the ſaid Caſhier or Caſhiers of the Governor and Company of the Bank of *England*, as ſhall be ſufficient to ſatisfy and pay the reſpective Annuities to be created under the Proviſions of this Act, together with the Charges attending the ſame.

Bank of England to appoint Caſhiers, and alſo an Accountant General.

XXXIV. And for the more eaſy and ſure Payment of all the Annuities eſtabliſhed by this Act, be it further enacted, That the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, ſhall, from time to time, until all the ſaid Annuities ſhall be redeemed, appoint and employ one or more ſufficient Perſon or Perſons within their Office in the City of *London* to be their Chief or

First

Firſt Caſhier or Caſhiers, and one other ſufficient Perſon within the ſame Office to be their Accountant General; and that ſo much of the Monies from time to time being in the Receipt of the Exchequer, and forming the Conſolidated Fund by this Act made applicable for that Purpoſe, as ſhall be ſufficient to anſwer the ſaid Annuities, ſhall, by Order of the Commiſſioners of the Treaſury of the United Kingdom of *Great Britain* and *Ireland*, or any Three or more of them, or the Lord High Treaſurer of the United Kingdom of *Great Britain* and *Ireland* for the time being, without any further or other Warrant to be ſued for, had or obtained in that behalf, from time to time at the reſpective Days of Payment in this Act appointed, be iſſued and paid at the Receipt of the Exchequer to the ſaid Firſt or Chief Caſhier or Caſhiers of the ſaid Governor and Company of the Bank of *England*, and their Succeſſors for the time being, by way of Impreſt and upon Account for the Payment of the ſaid Annuities; and that ſuch Caſhier or Caſhiers to whom the ſaid Money ſhall from time to time be iſſued ſhall, from time to time, without Delay, apply and pay the ſame accordingly, and render his or their Accounts thereof according to the due Courſe of the Exchequer in *Great Britain*; and that the ſaid Accountant General for the time being ſhall from time to time inſpect and examine all Receipts and Payments of the ſaid Caſhier or Caſhiers, and the Vouchers relating thereto, in order to prevent any Fraud, Negligence or Delay.

Monies to be iſſued at the Exchequer to the ſaid Caſhiers.

Caſhiers duly to apply the ſame.

XXXV. Provided alſo, and be it further enacted, That it ſhall be lawful to and for the Governor and Company of the Bank of *England* to retain out of the ſaid Sums ſubſcribed a Sum at the Rate of Eight hundred Pounds for every Million ſubſcribed in Money, in reſpect of the Tranſfer of Three Pounds *per Centum* Annuities to the Account of the Commiſſioners for the Reduction of the National Debt, as an Allowance for the Service, Pains and Labour of the ſaid Caſhier or Caſhiers employed in receiving, paying and accounting for the ſame, and alſo for the Service, Pains and Labour of the ſaid Accountant General, for performing the Truſt repoſed in him by this Act; which Allowance in reſpect of the Service, Pains and Labour of the ſaid Caſhier or Caſhiers and Accountant General of the ſaid Governor and Company, ſhall be for the Uſe of the ſaid Governor and Company, and at their Diſpoſal only.

Allowance of 800l. for every Million ſubſcribed ſhall be made to the Bank of England, which they may retain out of Sums ſubſcribed.

XXXVI. Provided always, and be it further enacted, That out of the Monies ariſing from the ſaid Subſcription, any Three or more of the ſaid Commiſſioners of the Treaſury, or the High Treaſurer for the time being, ſhall have Power to diſcharge all ſuch incident Charges as ſhall neceſſarily attend the Execution of this Act, in ſuch Manner as to them ſhall ſeem juſt and reaſonable.

Incidental Charges to be paid by Treaſury.

XXXVII. And be it further enacted, That it ſhall be lawful for any Three or more of the Commiſſioners of the Treaſury, or the ſaid High Treaſurer for the time being, to iſſue and apply from time to time all ſuch Sums of Money as ſhall be ſo paid into the Receipt of His Majeſty's Exchequer of *Great Britain* by the ſaid Caſhier or Caſhiers, or by the Paymaſters of Exchequer Bills, in reſpect of all the Monies ſubſcribed or paid under the Proviſions of this Act, to ſuch Services as ſhall then have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland* in this preſent Seſſion of Parliament.

Money raiſed to be applied to the Public Service.

Forging, counterfeiting or altering Receipts or Certificates, &c.;

XXXVIII. And be it further enacted, That if any Perſon or Perſons ſhall forge or counterfeit, or cauſe or procure to be forged or counterfeited, or ſhall willingly act or aſſiſt in the forging or counterfeiting, any Receipt or Receipts, or Certificate or Certificates, for the Whole or any Part or Parts of the ſaid Money, Annuities or Exchequer Bills ſubſcribed under the Proviſions of this Act, either with or without the Name or Names of any Perſon or Perſons being inſerted therein, as the Subſcriber or Subſcribers thereto, or Transferrer or Transferrers, or Payer or Payers thereof, or of any Part or Parts thereof, or any Certificate or Certificates directed to be made out by this Act, or any Aſſignment thereof, or Indorſement thereon, or ſhall alter any Number, Figure or Word therein reſpectively, or utter or publiſh as true any ſuch falſe, forged, counterfeited or altered Receipt or Receipts, or Certificate or Certificates, or Aſſignment or Aſſignments thereof, or Indorſement or Indorſements thereon, with Intent to defraud His Majeſty or the Governor and Company of the Bank of *England*, or any Body Politic or Corporate, or any Perſon or Perſons whatſoever, every ſuch Perſon or Perſons ſo forging or counterfeiting, or cauſing or procuring to be forged or counterfeited, or willingly acting or aſſiſting in the forging or counterfeiting, or altering, uttering or publiſhing as aforeſaid, being thereof convicted in due Form of Law, ſhall be adjudged guilty of Felony, and ſhall ſuffer Death as a Felon without Benefit of Clergy.

or knowingly uttering ſuch;

or aſſiſting, &c. in ſuch Forgery, &c.;

Death.

Bank of England to continue a Corporation until Annuities redeemed.

XXXIX. Provided always, and be it further enacted, That the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, notwithſtanding the Redemption of all or any of their own Funds, in purſuance of the Acts for eſtabliſhing the ſame or any of them, ſhall continue a Corporation for the Purpoſes of this Act, until the Annuities by this Act granted ſhall be redeemed by Parliament as aforeſaid; and that the ſaid Governor and Company of the Bank of *England*, or any Member thereof, ſhall not incur any Diſability for or by reaſon of their doing any matter or thing in purſuance of this Act.

Taking Fees,

XL. And be it further enacted, That no Fee, Reward or Gratuity whatſoever ſhall be demanded or taken of any Perſon or Perſons whatſoever, for receiving or paying the ſaid Subſcription or Contribution Monies, or any of them, or for any Receipt concerning the ſame, or for paying the ſaid Annuities or any of them, or for any Transfer, or for any Sum, great or ſmall, on the uſual Days of Transfer, to be made in purſuance of this Act, upon pain that any Officer or Perſon offending, by taking or demanding any ſuch Fee, Reward or Gratuity, ſhall for every ſuch Offence forfeit the ſum of Twenty Pounds to the Party aggrieved, with full Coſts of Suit, to be recovered by Action of Debt, Bill, Plaint or Information in any of His Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoign, Protection, Privilege or Wager of Law, Injunction or Order of Reſtraint, or any more than One Imparlance ſhall be granted or allowed.

Penalty 20l.

General Iſſue.

XLI. And be it further enacted, That if any Perſon or Perſons ſhall be ſued, moleſted or proſecuted for any thing done by virtue or in purſuance of this Act, ſuch Perſon or Perſons ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence in his, her or their Defence or Defences; and if afterwards a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs ſhall diſcontinue his, her or their Action or Proſecution, or be nonſuited, or Judgment ſhall be given againſt him, her or them upon Demurrer

murrer or otherwiſe, then ſuch Defendant or Defendants ſhall have Treble Coſts awarded to him, her or them againſt any ſuch Plaintiff or Plaintiffs. Treble Coſts.

XLII. And be it further enacted, That this Act, or any of the Proviſions thereof, may be altered, varied or repealed by any Act or Acts to be paſſed in this Seſſion of Parliament. Act may be altered, &c. this Seſſion.

CAP. XXIV.

An Act for enabling His Majeſty to make further Proviſion for His Royal Highneſs the Duke of *Cambridge*, and to ſettle an Annuity on the Princeſs of *Heſſe*, in caſe ſhe ſhall ſurvive His ſaid Royal Highneſs. [8th *May* 1818.]

' Moſt Gracious Sovereign,

' WE, Your Majeſty's moſt dutiful and loyal Subjects, the ' Commons of the United Kingdom of *Great Britain* and ' *Ireland* in Parliament aſſembled, having taken into Conſideration ' the Meſſage of His Royal Highneſs The Prince Regent, acting in ' the Name and on the behalf of His Majeſty, communicating that a ' Treaty of Marriage was in Negotiation between His Royal High- ' neſs the Duke of *Cambridge* and Her Serene Highneſs the Princeſs ' *Auguſta Wilhelmina Louiſa*, youngeſt Daughter of His Serene ' Highneſs the Landgrave *Frederick* of *Heſſe Caſſel*, and Niece of ' His Royal Highneſs the Elector of *Heſſe*;' Do moſt humbly be- ſeech Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for The King's Moſt Excellent Majeſty, by any Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, to give and grant unto His ſaid Royal Highneſs the Duke of *Cambridge*, for and during His Majeſty's Royal Will and Pleaſure, an Annuity or Yearly Sum of Six thouſand Pounds of lawful Money of *Great Britain*, in ſuch Pro- portions and in ſuch manner and Form as His Majeſty in His Wiſ- dom ſhall think fit to direct and appoint the ſame; which Annuity ſhall commence and take effect from the Fifth Day of *April* One thouſand eight hundred and eighteen, and ſhall be paid and payable Quarterly, in equal Portions, at the Four moſt uſual Days of Pay- ment in the Year, (that is to ſay,) the Fifth Day of *July*, the Tenth Day of *October*, the Fifth Day of *January*, and the Fifth Day of *April* in each and every Year; and alſo that it ſhall and may be law- ful to and for The King's Moſt Excellent Majeſty, by Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, to give and grant unto Her ſaid Serene Highneſs the Princeſs *Auguſta Wilhelmina Louiſa* of *Heſſe Caſſel*, when ſhe ſhall become Ducheſs of *Cambridge*, or to ſuch other Perſon or Perſons as His Majeſty ſhall think fit to be named in ſuch Letters Patent, and his or their Heirs, to the Uſe of or in Truſt for Her ſaid Serene Highneſs, an Annuity of Six thouſand Pounds of like lawful Money, which ſhall have Commencement and take effect immediately from and after the Deceaſe of His ſaid Royal Highneſs the Duke of *Cambridge*, in caſe Her ſaid Serene Highneſs ſhall ſurvive him, and ſhall continue from thenceforth for and during the natural Life of Her ſaid Serene

An Annuity of 6000l. granted to the Duke of Cambridge during Pleaſure.

Payable Quarterly as herein mentioned.

An Annuity of 6000l. for Life to the Ducheſs of Cambridge, if ſhe ſurvive the Duke.

Highneſs, and ſhall be paid and payable in equal Portions at the Four Days of Payment hereinbefore mentioned; the Firſt Payment thereof to be made at ſuch of the ſaid Days of Payment as ſhall firſt and next happen after the Deceaſe of His ſaid Royal Highneſs the Duke of *Cambridge*, in caſe Her ſaid Serene Highneſs ſhall ſurvive him as aforeſaid; and that the ſaid ſeveral Annuities ſhall and may in and by ſuch Letters Patent be directed to be reſpectively iſſuing and payable out of and chargeable upon the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, (after paying or reſerving ſufficient to pay all ſuch Sums as have been directed to be paid out of the ſame by any Act or Acts of Parliament made previous to the time of paſſing this Act,) but with preference to all other Payments which ſhall or may at any time or times after the paſſing of this Act be charged upon and payable out of the ſaid Fund.

Payable Quarterly.

The ſaid Annuities payable out of the Conſolidated Fund;

and payable at the Exchequer, without Fee.

II. And be it further enacted, That the ſaid ſeveral Annuities, as the ſame ſhall take effect, ſhall be paid and payable during the Continuance of the ſame reſpectively at the Receipt of His Majeſty's Exchequer at *Weſtminſter*; and the Auditor of the ſaid Receipt ſhall and he is hereby required by virtue of ſuch Letters Patent reſpectively to make forth and paſs Debentures from time to time for paying the ſaid ſeveral Annuities during the Continuance of the ſame reſpectively, and as the ſame ſhall become due and payable, without any Fees or Charges to be demanded or taken for paying the ſame, or any Part thereof; and the ſaid Debentures to be made forth and paſſed as aforeſaid ſhall be a ſufficient Authority to the ſeveral and reſpective Officers of the Receipt of the Exchequer now and for the time being for the Payment of the ſaid ſeveral Annuities, as the ſame ſhall take effect, according to the Directions of this Act, without any further or other Warrant to be ſued for, had or obtained in that behalf.

Annuities clear of Taxes.

III. And be it enacted, That the ſaid ſeveral Annuities, and every Part thereof reſpectively, ſhall be free and clear from all Taxes, Rates and Aſſeſſments, and all other Charges whatever, impoſed or to be impoſed by Authority of Parliament or otherwiſe.

CAP. XXV.

An Act for enabling His Majeſty to ſettle an Annuity on Her Royal Highneſs the Ducheſs of *Cumberland*, in caſe of her ſurviving His Royal Highneſs the Duke of *Cumberland*.

[8th *May* 1818.]

'Moſt Gracious Sovereign,

'WE, Your Majeſty's moſt dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* 'in Parliament aſſembled, having taken into Conſideration the moſt 'Gracious Meſſage of His Royal Highneſs The Prince Regent, 'acting in the Name and on the behalf of His Majeſty, have reſolved 'that a Sum of Six thouſand Pounds *per Annum* be ſettled on 'Her Royal Highneſs the Ducheſs of *Cumberland*, in caſe Her 'Royal Highneſs ſhould ſurvive His Royal Highneſs the Duke of '*Cumberland*;' Do moſt humbly beſeech Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall be lawful for The King's Moſt

Moſt Excellent Majeſty, by any Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, to give and grant unto Her ſaid Royal Highneſs the Ducheſs of *Cumberland*, in caſe ſhe ſhall ſurvive His ſaid Royal Highneſs the Duke of *Cumberland*, or to ſuch Perſon or Perſons as His Majeſty ſhall think fit to be named in ſuch Letters Patent, and his or their Heirs, to the Uſe of or in Truſt for Her ſaid Royal Highneſs, One Annuity or Yearly Sum of Six thouſand Pounds of lawful Money of *Great Britain*, ſuch Annuity or Yearly Sum of Six thouſand Pounds, and every Part thereof, to commence and take effect immediately from and after the Deceaſe of His ſaid Royal Highneſs the Duke of *Cumberland*, and continue from thenceforth for and during the natural Life of Her ſaid Royal Highneſs, and ſhall be paid and payable at the Four moſt uſual Days of Payment in the Year, (that is to ſay,) the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in every Year, by even and equal Portions; the Firſt Payment thereof to be made on the Firſt Quarterly Day of Payment next after the Deceaſe of His ſaid Royal Highneſs, of ſuch Proportion of ſuch Quarterly Payment as ſhall have accrued between the Day of ſuch Deceaſe and ſuch Quarter Day; and that the ſaid Annuity of Six thouſand Pounds ſhall and may by ſuch Letters Patent be directed to be iſſuing and payable out of the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland* during the Life of Her ſaid Royal Highneſs, (after paying or reſerving ſufficient to pay all ſuch Sums as ſhall have been directed to be paid out of the ſame by any Act or Acts of Parliament made previous to the time of paſſing this Act,) and with a Preference to all other Payments which ſhall or may at any time or times after the paſſing of this Act be charged upon and payable out of the ſaid Fund.

An Annuity of 6000l. granted to the Ducheſs of Cumberland for Life, in caſe ſhe ſhall ſurvive the Duke.

To be paid Quarterly on the Days herein mentioned, out of the Conſolidated Fund.

II. And be it further enacted, That the ſaid Annuity of Six thouſand Pounds ſhall be paid and payable at the Receipt of His Majeſty's Exchequer at *Weſtminſter*, and the Auditor of the ſaid Receipt ſhall and he is hereby required by virtue of ſuch Letters Patent to make forth and paſs Debentures from time to time for paying, according to the Directions of this Act, the ſaid Annuity, as the ſame ſhall become due and payable, without any Fees or Charges to be demanded or taken for paying the ſame or any Part thereof; and the ſaid Debentures to be made forth and paſſed as aforeſaid ſhall be a ſufficient Authority to the ſeveral and reſpective Officers of the Receipt of the Exchequer now and for the time being for the Payment of the ſaid Annuity according to the Directions of this Act, without any further or other Warrant to be ſued for, had or obtained in that behalf.

Payable at the Exchequer, without Fee.

III. And be it further enacted, That the ſaid Annuity of Six thouſand Pounds, and every Part thereof, ſhall be free and clear from all Taxes, Rates and Aſſeſſments, and all other Charges whatſoever impoſed or to be impoſed by Authority of Parliament or otherwiſe.

Annuity clear of Taxes.

CAP.

CAP. XXVI.

An Act to continue, until the Fifth Day of *July* One thousand eight hundred and nineteen, Two Acts made in the Fifty fourth and Fifty sixth Years of His present Majesty's Reign, for regulating the Trade in Spirits between *Great Britain* and *Ireland* reciprocally, and to amend the same.

[23d *May* 1818.]

54 G. 3. c. 149. 55 G. 3. c. 132. 56 G. 3. c. 105.

'WHEREAS an Act was made in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act to regulate until the End of the next Session of Parliament the Trade in Spirits between* Great Britain *and* Ireland *reciprocally*; and which, by an Act made in the Fifty fifth Year of the Reign of His present Majesty, was continued until the End of the then next Session of Parliament: And Whereas by an Act made in the Fifty sixth Year of the Reign of His present Majesty, to amend and continue the said recited Act of the Fifty fourth Year aforesaid, and to grant and allow new countervailing Duties and Drawbacks on Spirits imported and exported between *England* and *Scotland* and *Ireland* respectively, the said recited Act of the Fifty fourth Year aforesaid was further continued, except so far as the same was altered by the last mentioned Act, until the End of the last Session of Parliament; and the said recited Acts were by an Act of the last Session of Parliament so further continued until the End of the present Session of Parliament; and it is expedient that the said recited Act of the Fifty fourth Year aforesaid, so altered as aforesaid, and such Parts of the said Act of the Fifty sixth Year aforesaid as are now in force, except as hereinafter mentioned, should be further continued;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act of the Fifty fourth Year aforesaid, as altered by the said Act of the Fifty sixth Year aforesaid, and also such Parts of the last-mentioned Act as are now in force, except as hereinafter mentioned, and the several Duties and Drawbacks thereby granted and allowed and now payable, shall be and the same is and are hereby further continued from and after the End of this present Session of Parliament, and shall remain and continue in force from thence until the Fifth Day of *July* One thousand eight hundred and nineteen.

54 G. 3. c. 149. as altered by 56 G. 3. c. 105. &c. further continued.

'II. And Whereas by the said Act made in the Fifty sixth Year aforesaid, the Strength of Eight *per Centum* above Proof denoted by *Sikes*'s Hydrometer was substituted for the Strength of One to Ten over Hydrometer Proof mentioned in the said Acts, and the Strength of Twenty two *per Centum* above Proof denoted by the said Hydrometer was substituted for the Strength of One to Four Hydrometer Proof mentioned in the aforesaid Acts: And Whereas the said Strengths so respectively substituted have been found to exceed the said Strengths for which the same were so respectively substituted; and further Provision is made by an Act of the present Session in that behalf; and it is therefore expedient to repeal so much of the aforesaid Act of the Fifty sixth Year aforesaid

'as

'as substituted such Strengths as aforesaid;' Be it therefore enacted, That from and after the passing of this Act, so much of the said Act as aforesaid shall be and the same is hereby repealed. 56 G. 3. c. 105. § 6. in part repealed.

CAP. XXVII.

An Act to permit the Importation of certain Articles into His Majesty's Colonies or Plantations in the *West Indies*, or on the Continent of *South America*; and also certain Articles into certain Ports in the *West Indies*. [23d *May* 1818.]

WHEREAS it is expedient to allow the Importation of certain Articles into His Majesty's Colonies or Plantations in the *West Indies*, or on the Continent of *South America*; Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to import Tobacco, Rice, Grain, Peas, Beans and Flour into any of His Majesty's Colonies or Plantations in the *West Indies*, or on the Continent of *South America*, for the Supply of the Inhabitants thereof, in *British* built Ships, owned, registered and navigated according to Law, from any Colony or Possession in the *West Indies*, or on the Continent of *America* under the Dominion of any Foreign *European* Sovereign or State. Tobacco, &c. may be imported from Foreign European Colonies in West Indies and America, into the West Indies or South America in British built Ships.

II. And be it further enacted, That it shall and may be lawful to import Peas and Beans, being the Growth or Production of any of the Colonies or Possessions in the *West Indies*, or on the Continent of *America*, belonging to or under the Dominion of any Foreign *European* Sovereign or State, into any of the Ports in His Majesty's Colonies or Plantations in the *West Indies* enumerated in an Act passed in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act to consolidate and extend the several Laws now in force for allowing the Importation and Exportation of certain Goods and Merchandize into and from certain Ports in the* West Indies; and in another Act, passed in the Forty sixth Year of the Reign of His said Majesty, intituled *An Act for enabling His Majesty to permit the Importation and Exportation of certain Goods and Commodities into and from the Port of* Road Harbour *in the Island of* Tortola; and likewise in another Act, passed in the Forty ninth Year of His present Majesty's Reign, intituled *An Act for allowing the Importation and Exportation of certain Goods and Commodities into and from the Port of* Falmouth *in the Island of* Jamaica; and in another Act, passed in the Fifty second Year of His said Majesty's Reign, intituled *An Act for allowing certain Articles to be imported into the* Bahama *Islands and exported therefrom in Foreign Vessels, and for encouraging the Exportation of Salt from the said Islands*; and in another Act, passed in the Fifty seventh Year of the Reign of His said Majesty, intituled *An Act to extend several Acts for allowing the Importation and Exportation of certain Goods and Merchandize to* Porta Maria *in the Island of* Jamaica, *and to the Port of* Bridge Town *in the Island of* Barbadoes, in Vessels of the like Description, and subject to the like Rules, Regulations and Restrictions as are required by the aforesaid Acts permitting certain Articles to be imported into the Ports enumerated therein, and in Vessels of the like Description, and subject to Peas and Beans of the Growth of such Foreign European Colonies may be imported into any Ports in the British Colonies in the West Indies mentioned in 45 G. 3. c. 57. 46 G. 3. c. 72. 49 G. 3. c. 22. 52 G. 3. c. 99. 57 G. 3. c. 74. Subject to the Regulations therein mentioned, and also to the Regula-

to

tions required by 50 G. 3. c. 21. to the like Rules, Regulations and Reſtrictions as are required in an Act paſſed in the Fiftieth Year of His ſaid Majeſty's Reign, intituled *An Act for amending and continuing ſo amended until the Twenty fifth Day of* March *One thouſand eight hundred and twelve, an Act of the Forty fifth Year of His preſent Majeſty, for conſolidating and extending the ſeveral Laws in force for allowing the Importation and Exportation of certain Goods and Merchandize into and from certain Ports in the* Weſt Indies, which was afterwards continued, by an Act 52 G. 3. paſſed in the Fifty ſecond Year of His ſaid Majeſty's Reign, until the Twenty fifth Day of *March* One thouſand eight hundred and fourteen, and revived and made perpetual by another Act, paſſed in 54 G. 3. c. 48. the Fifty fourth Year of the Reign of His ſaid Majeſty, intituled *An Act to revive and make perpetual certain Acts for conſolidating and extending the ſeveral Laws in force for allowing the Importation and Exportation of certain Articles into and from certain Ports in the* Weſt Indies.

CAP. XXVIII.

An Act to repeal an Act made in the Fifty ſixth Year of His preſent Majeſty's Reign, for eſtabliſhing the Uſe of an Hydrometer called *Sikes*'s Hydrometer, in aſcertaining the Strength of Spirits, inſtead of *Clarke*'s Hydrometer; and for making other Proviſions in lieu thereof. [23d May 1818.]

56 G. 3. c. 140. ‘WHEREAS a certain Act was made in the Fifty ſixth Year of the Reign of His preſent Majeſty, for eſtabliſhing the Uſe of an Hydrometer called *Sikes*'s Hydrometer, in aſcertaining the Strength of Spirits, inſtead of *Clarke*'s Hydrometer; reciting 41 G. 3. c. 97. § 8. therein, that by an Act made in the Forty firſt Year of the Reign of His preſent Majeſty, among other things, for making perpetual ſo much of an Act made in the Twenty ſeventh Year of the Reign of His preſent Majeſty as related to aſcertaining the Strength of Spirits by *Clarke*'s Hydrometer, it was enacted, that ſo much of 27 G. 3. c. 31. § 17. an Act made in the Twenty ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act for making Allowances to the Dealers in Foreign Wines, for the Stock of certain Foreign Wines in their Poſſeſſion at a certain time, upon which the Duties on Importation have been paid, and for amending ſeveral Laws relating to the Revenue of Exciſe*, as directed that all Spirits ſhould be deemed and taken to be of the Degree of Strength at which the Hydrometer commonly called *Clarke*'s Hydrometer ſhould, upon Trial by any Officer or Officers of Exciſe, denote any ſuch Spirits to be, which was to continue in force until the Fifth Day of *April* One thouſand ſeven hundred and eighty eight, and which, by ſeveral ſubſequent Acts, was continued until the Firſt Day of *June* One thouſand eight hundred and one, ſhould be made perpetual; and that ſince the paſſing of the ſaid Acts, an Hydrometer called *Sikes*'s Hydrometer had with great Care been completed, and had, by proper Experiments made for that Purpoſe, been aſcertained to denote as Proof Spirit that which, at the Temperature of Fifty-one Degrees by *Fahrenheit*'s Thermometer, weighs exactly Twelve Thirteenth Parts of an equal Meaſure of Diſtilled Water, and alſo to determine the Strengths of all other Spirits, in proportion to the Quantity of ſuch Proof Spirit which is contained therein, or which

‘ can

'can be made from them, with a Degree of accuracy never before 'attained; and that it was expedient to eſtabliſh the ſame in lieu and 'inſtead of the ſaid Hydrometer called *Clarke*'s Hydrometer, which 'ſtill remained in Uſe in *Great Britain* under and by virtue of the ſaid 'Act; and that it was alſo expedient to repeal the ſaid recited 'Clauſe of the ſaid Act made in the Forty firſt Year of the Reign 'aforeſaid; and alſo an Act made in the Forty ſecond Year of the 42 G. 3. c. 97. 'Reign aforeſaid, intituled *An Act to authorize the Lord High Trea-* 'surer or Commiſſioners of the Treaſury in Great Britain, *and the Lord* 'High Treaſurer or the Commiſſioners of the Treaſury in Ireland, *to* 'order the Uſe of the Hydrometers now employed in the Management 'of the Revenues to be diſcontinued and other Inſtruments to be uſed 'inſtead thereof: And Whereas the ſaid Act, by which the Acts 'therein recited as aforeſaid were repealed, and the Uſe of *Sikes*'s 'Hydrometer eſtabliſhed as aforeſaid, will expire on the Firſt Day 'of *Auguſt* One thouſand eight hundred and eighteen; and it is ex- 'pedient to repeal the ſaid Act, ſave and except as hereafter men- 'tioned, and make further Proviſion for the Purpoſes therein men- 'tioned;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act, the ſaid Act of the Fifty ſixth Year aforeſaid ſhall be and the ſame is hereby repealed, ſave and except in all Caſes relating to the recovering any Fine, Penalty or Forfeiture, Fines, Penalties or Forfeitures, which ſhall have been incurred under ſuch Act at any time before or on the paſſing of this Act, and ſave and except as to ſo much of the ſaid Act as repealed the ſaid Clauſe of the Act of the Forty firſt Year, and the ſaid Act of the Forty ſecond Year of the Reign of His preſent Majeſty, which ſhall, notwithſtanding any thing herein contained, remain wholly repealed.

56 G. 3. c. 140. (Exception) repealed.

II. And be it further enacted, That in and throughout the United Kingdom of *Great Britain* and *Ireland*, from and after the paſſing of this Act, all Spirits ſhall be deemed and taken to be of the Degree of Strength at which the ſaid Hydrometer called *Sikes*'s Hydrometer, uſed under the Directions of the Commiſſioners of Exciſe, ſhall, upon Trial by any Officer or Officers of the Cuſtoms or Exciſe, denote ſuch Spirits to be, except any Spirits (not being Foreign Cordials, *Britiſh* Brandy, or *Britiſh* Compounds) which ſhall be ſweetened, or have any Ingredient or Ingredients mixed with or put into the ſame, ſo as to defeat the Operation of the ſaid Hydrometer, or deceive the Officer in trying the true Strength thereof with the ſaid Hydrometer, whereby His Majeſty may be defrauded; in all and every of which Caſes, ſuch Spirits ſhall be forfeited, and ſhall and may be ſeized by any Officer or Officers of Exciſe, any thing in any other Act or Acts to the contrary thereof in anywiſe notwithſtanding; and all Rules, Regulations, Proviſions, Penalties, Forfeitures, Clauſes, matters and things in any Act or Acts contained, and not hereby expreſsly controuled or altered, nor repugnant to the Proviſions of this Act, relating to the aſcertaining of the Degree of Strength of any Spirits, or to the Degree of Strength of any Spirits, for any Purpoſe whatever relating to the Revenues of Cuſtoms and Exciſe, or either of them, by the ſaid Hydrometer called *Clarke*'s Hydrometer, or by any other Hydrometer in that Part of the United Kingdom

Spirits deemed to be of the Strength denoted by Sikes's Hydrometer. Exception.

Spirits ſweetened, &c. to defeat the Operation of the Hydrometer, forfeited, and may be ſeized.

Regulations for trying the Strength of Spirits by Clarke's Hydrometer ſhall apply to Sikes's Hydrometer.

Kingdom called *Ireland*, shall be in full Force, and applied in all respects as to the said Hydrometer called *Sikes*'s Hydrometer, as fully and effectually, as if the same were hereby particularly re-enacted as to such last mentioned Hydrometer.

'III. And Whereas the Strengths of Spirits denoted by the said 'Hydrometer called *Sikes*'s Hydrometer, according to the Tem- 'perature thereof, have been, under the Direction of the Com- 'missioners of Excise for *England*, set down in a Table intituled '"A Table of the Strengths of Spirits denoted by *Sikes*'s Hydro- '"meter," and which said Table has been and is subscribed by the 'Hand of the Right Honourable *Nicholas Vansittart* Chancellor of 'the Exchequer, and lodged with the Commissioners of Excise for '*England*; and it is expedient to make such Provision for and in 'respect thereof as is hereinafter mentioned;' Be it therefore enacted,

Table of the Strengths of Spirits formed under the Commissioners of Excise, to be used by the Officers of Customs and Excise.

That the Strengths of Spirits so set down in the said Table shall, in and throughout the said United Kingdom, be deemed and taken to be true and just, and that the said Table shall on all necessary or convenient Occasions be used by every Officer and Officers of His Majesty's Revenues of Customs and Excise respectively, in and throughout the said United Kingdom, for the Purposes in that behalf aforesaid, and the Results of such Use shall on all Occasions be deemed and taken to be accurate and just Results.

Certain Rates of Strength by Sikes's Hydrometer shall be substituted in Room of others herein mentioned.

IV. And be it further enacted, That in all such Trials of the Strength of any Spirits by any Officer or Officers of Customs or Excise, with the said Hydrometer called *Sikes*'s Hydrometer, in any Part of the said United Kingdom, the Strength of Twenty one *per Centum* above Proof denoted by the said Hydrometer called *Sikes*'s Hydrometer, shall be substituted and taken for the Strength of One to Four over Hydrometer Proof mentioned in any Act or Acts of Parliament relating to His Majesty's Revenue of Customs or Excise in any Part of the United Kingdom in force immediately before the passing of this Act; and that in all such Trials as aforesaid the Strength of Nine *per Centum* above Proof denoted by the said Hydrometer called *Sikes*'s Hydrometer, shall in like manner be substituted and taken for the Strength of One to Nine over Hydrometer Proof mentioned in any such Act or Acts; and that in all such Trials as aforesaid, the Strength of Seven *per Centum* above Proof denoted by the said Hydrometer called *Sikes*'s Hydrometer, shall in like manner be substituted and taken for the Strength of One to Ten over Hydrometer Proof mentioned in any such Act or Acts; and that in all such Trials as aforesaid, the Strength of Thirteen *per Centum* under Proof denoted by the said Hydrometer called *Sikes*'s Hydrometer, shall in like manner be substituted and taken for the Strength of One in Eight under Hydrometer Proof mentioned in any such Act or Acts; and that in all such Trials as aforesaid, the Strength of Fifteen *per Centum* under Proof denoted by the said Hydrometer called *Sikes*'s Hydrometer, shall in like manner be substituted and taken for the Strength of One to Six under Hydrometer Proof mentioned in any such Act or Acts; and that in all such Trials as aforesaid, the Strength of Seventeen *per Centum* under Proof denoted by the said Hydrometer called *Sikes*'s Hydrometer, shall in like manner be substituted and taken for the Strength of One in Six under Hydrometer Proof mentioned in any such Act or Acts; and that in all such Trials as aforesaid, the Strength of Twenty two

per Centum under Proof denoted by the ſaid Hydrometer called *Sikes*'s Hydrometer, ſhall in like manner be ſubſtituted and taken for the Strength of One in Five under Hydrometer Proof mentioned in any ſuch Act or Acts; and that in all Accounts to be taken under or by virtue of any ſuch Act or Acts, by any Officer or Officers of Exciſe, of the Stock of *Britiſh* Brandy, rectified *Britiſh* Spirits, Raw *Britiſh* Spirits, Compounds, or other *Britiſh* Spirits of any Rectifier or Rectifiers, or Compounder or Compounders of Spirits, all and every ſuch Stock and Stocks, ſhall be taken and computed at the Strength of Twenty eight and Two thirds *per Centum* under Proof by the ſaid Hydrometer called *Sikes*'s Hydrometer, in lieu and inſtead of caſting and computing the ſame at the Strength of One in Three and Three fourths under Hydrometer Proof mentioned in any ſuch Act or Acts; and that all *Britiſh* Spirits of a greater or higher Degree of Strength than Forty two *per Centum* above Proof denoted by the ſaid Hydrometer called *Sikes*'s Hydrometer, ſhall be deemed and taken to be Spirits of Wine within the Meaning of all and every ſuch Act and Acts; and that all and every Penalty and Forfeiture, Penalties and Forfeitures, Powers, Authorities, Rules, Regulations, Reſtrictions, Conditions, matters and things in any ſuch Act or Acts mentioned or contained, touching or relating to any Spirits of the aforeſaid Strengths, or any of them, by the ſaid Hydrometer called *Clarke*'s Hydrometer, ſhall remain and be in force, and ſhall be incurred, applied, obſerved and exerciſed reſpectively, in as full and ample manner to all Intents and Purpoſes whatſoever, with reſpect to Spirits of the aforeſaid Strengths reſpectively by the ſaid Hydrometer called *Sikes*'s Hydrometer ſo ſubſtituted for them as aforeſaid, as if ſuch laſt mentioned Strengths reſpectively had been originally inſerted in and made Part of ſuch Act or Acts, in lieu of the ſaid Strengths reſpectively by *Clarke*'s Hydrometer for which the ſame are hereby reſpectively ſubſtituted: Provided always, that if the Strength of any Spirits manufactured and imported from that Part of *Great Britain* called *Scotland* into that Part of *Great Britain* called *England* as aforeſaid, ſhall, upon Trial by any Officer or Officers of Exciſe in *England*, by the ſaid Hydrometer called *Sikes*'s Hydrometer, be denoted to be greater than that of Seven *per Centum* above Proof, and the Strength thereof ſhall not exceed Ten *per Centum* above Proof, then and in ſuch Caſe the ſaid Spirits ſhall not be forfeited, but ſhall be charged with a further Duty proportioned to their ſaid Surplus Strength.

British Spirits higher than 42 per Cent. deemed Spirits of Wine.

Penalties, &c. relating to Clarke's Hydrometer ſhall be applicable to Sikes's.

Scotch Spirits imported into England having Strength greater than 7 and not exceeding 10 per Cent. above Proof, not forfeited, but charged with a proportionate Duty.

V. And be it further enacted, That all Fines, Penalties and Forfeitures impoſed by this Act, ſhall be ſued for, recovered, levied or mitigated by ſuch Ways, Means or Methods as any Fine, Penalty or Forfeiture may be ſued for, recovered, levied or mitigated by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint or Information in any of His Majeſty's Courts of Record at *Weſtminſter* or *Dublin*, or in the Court of Exchequer in *Scotland* reſpectively; and that One Moiety of every ſuch Fine, Penalty or Forfeiture ſhall be to His Majeſty, His Heirs and Succeſſors, and the other Moiety to him or them who ſhall inform, diſcover or ſue for the ſame.

Penalties how to be levied.

VI. Provided always, and be it enacted, That any Spirits the reſpective Strengths of which ſhall have been taken and aſcertained in *Ireland* purſuant to the Directions of the ſaid recited Act of the Fifty ſixth Year of His preſent Majeſty's Reign, ſhall not be liable to

Iriſh Spirits, the Strength of which has been aſcertained under 56 G. 3.

c. 140. not liable to Forfeiture on Account of an Exceſs of Strength.

to be forfeited or ſeized; nor ſhall any Fine, Penalty or Forfeiture be incurred in reſpect of any ſuch Spirits (not being liable to Forfeiture for any other Cauſe) for or by reaſon of any Exceſs which, upon any Trial of the Strengths of ſuch Spirits to be made by any Officer of Cuſtoms or Exciſe in *Great Britain* or *Ireland* under the Proviſions of this Act, ſhall or may appear above or beyond the Strengths of ſuch Spirits which have been ſo previouſly taken and aſcertained as aforeſaid; any thing hereinbefore contained to the contrary notwithſtanding.

Commencement of Act, ſo far as relates to Ireland.

VII. And be it further enacted, That this Act and the ſeveral Proviſions therein contained, ſo far as relates to *Ireland*, ſhall commence and take effect on the Expiration of Ten Days next after the paſſing thereof, and not ſooner.

Act may be altered, &c. this Seſſion.

VIII. And be it further enacted, That this Act may be altered, amended or repealed by any Act or Acts to be paſſed in this Seſſion of Parliament.

CAP. XXIX.

An Act for regulating the Payment of Fees for Pardons under the Great Seal. [23d *May* 1818.]

'WHEREAS it is expedient that the Expences incident to 'a Pardon granted by the Crown ſhould no longer be pay-'able and paid by or on behalf of the Perſon or Perſons in whoſe 'Favour or to whom ſuch Pardons ſhall be granted;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commmons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act, no Fee, Gratuity or other Dues paid or payable for or in reſpect of any Grant of a Pardon by His Majeſty, His Heirs and Succeſſors, or for or in reſpect of any Letters Patent, Charter, Warrant, Bill, Docket or other Inſtrument appertaining thereto, or the Tranſcript of any ſuch Inſtrument, ſhall be paid or payable by or on behalf of the Perſon or Perſons in whoſe Favour or to whom ſuch Pardon ſhall be granted; but that all Fees which are now paid and payable for the granting and paſſing of any ſuch Pardon or Pardons, ſhall be paid by the Lords Commiſſioners of His Majeſty's Treaſury of the United Kingdom of *Great Britain* and *Ireland*, in the ſame manner and by the ſame Perſons as other Law Expences on behalf of His Majeſty are paid.

Fees, &c. for Pardons to be paid by the Treaſury.

The Inſtrument exempt from Stamp Duties.

II. And be it further enacted, That from and after the paſſing of this Act, no ſuch Letters Patent, Charter, Warrant, Bill, Docket, Inſtrument or Tranſcript as aforeſaid, ſhall be ſubject to or liable to be charged with any Stamp Duty or Duties whatever.

CAP. XXX.

An Act for preventing frivolous and vexatious Actions of Aſſault and Battery, and for ſlanderous Words, in Courts. [23d *May* 1818.]

WHEREAS it is deſirable to prevent, as much as may be, frivolous and vexatious Actions and Suits of Aſſault and Battery, and for ſlanderous Words, in inferior Courts; Be it therefore enacted by

by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act, in all Actions or Suits of Treſpaſs for Aſſault and Battery, to be commenced in any Court having, or which by His Majeſty's Writ of *Juſticies* may have Juriſdiction to hold Pleas in Actions or Suits to the Amount of Forty Shillings, (other than His Majeſty's Courts at *Weſtminſter*, the Court of Great Seſſions for the Principality of *Wales*, the Court of Great Seſſions for the County Palatine of *Cheſter*, the Court of Common Pleas for the County Palatine of *Lancaſter*, or the Court of Pleas for the County Palatine of *Durham*,) if the Jury upon the Trial of the Iſſue in ſuch Action, or the Jury that ſhall inquire of the Damages, do find or aſſeſs the Damages under Forty Shillings, then the Plaintiff or Plaintiffs in ſuch Action or Suit ſhall have and recover only ſo much Coſts as the Damages ſo given or aſſeſſed amount unto, without any further Increaſe of the ſame; any Law, Statute, Cuſtom or Uſage to the contrary in anywiſe notwithſtanding.

In Actions of Treſpaſs for Aſſault, in inferior Courts, if Damages are given under 40s. Plaintiff to recover only ſo much Coſts as Damages ſo given.

II. And be it further enacted, That in all Actions or Suits of Aſſault and Battery, or for ſlanderous Words, to be ſued or proſecuted in any Court whatſoever which hath not Juriſdiction to hold Plea to the Amount of Forty Shillings, in ſuch Actions or Suits, if the Jury upon the Trial of the Iſſue in ſuch Action or Suit, or the Jury that ſhall inquire of the Damages do find or aſſeſs the Damages under Thirty Shillings, then the Plaintiff or Plaintiffs in ſuch Action or Suit ſhall have and recover only ſo much Coſts as the Damages ſo given or aſſeſſed ſhall amount to, without any further Increaſe of the ſame; any Law, Statute, Cuſtom or Uſage to the contrary notwithſtanding.

In Courts not holding Pleas to the Amount of 40s. if the Jury aſſeſs Damages under 30s. Plaintiff to recover only Coſts to the Amount of Damages given.

CAP. XXXI.

An Act to amend an Act paſſed in the Fifty third Year of His Majeſty's Reign, to make further Regulations for the building and repairing of Court Houſes and Seſſions Houſes in *Ireland*. [23d *May* 1818.]

'WHEREAS an Act was paſſed in the Fifty third Year of His Majeſty's Reign, to make further Regulations for the building and repairing of Court Houſes and Seſſions Houſes in *Ireland*: And Whereas it is expedient that the ſame ſhould be amended as hereinafter provided;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in all Caſes in which any Preſentment hath been or ſhall be made for building, rebuilding, enlarging or repairing any Court Houſe whatſoever in *Ireland*, and no Agreement hath been or ſhall have been made for the Purchaſe of any Houſe, Building, Land, Tenement or Hereditament which hath been or ſhall be thought by the Grand Jury by whom ſuch Preſentment ſhall have been made, or by any ſubſequent Grand Jury competent to make ſuch Preſentment, proper to be purchaſed for the Purpoſes of ſuch Preſentment, and that ſuch Grand Jury ſhall thereupon direct that the ſame be purchaſed by or under the Valuation of a Jury, it ſhall and may be lawful to and for the Commiſſioners

53 G. 3. c. 131.

In caſes of Preſentment for building, &c. Court Houſes, and Purchaſes directed to be made under the Valuation of a Jury, the Commiſſioners under recited Act to iſſue their Warrant to the

Sheriff, and the same Proceedings shall take place as directed by 50 G. 3. c. 103.

missioners appointed or to be appointed under the said recited Act, or any Three or more of them, to issue their Warrant to the Sheriff in manner directed by a certain Act passed in the Fiftieth Year of His Majesty's Reign, for repealing the several Laws relating to Prisons in *Ireland*, and for re-enacting such of the Provisions thereof as have been found useful, with Amendments, and thereupon such and the like Proceedings shall and may be had and taken for summoning, impannelling and swearing Juries, and valuing the Premises so directed to be purchased, and each and every Part thereof respectively, and for obtaining the full Seisin and Possession thereof, and a good Title thereto in the said Commissioners, and with and subject to all the same Rules, Regulations, Conditions and Jurisdictions, as concerning any Premises to be purchased by such Valuation under the aforesaid Act of the Fiftieth Year of His Majesty's Reign as in the said Act provided, and the said Commissioners shall in that behalf have, possess and exercise all and every the same and the like Powers and Authorities as by the said Act last mentioned are granted to and vested in the Commissioners therein mentioned.

When Court Houses shall be built or enlarged within a County of a City or Town, where Assizes, &c. have usually been held such Court House shall be deemed Part of County at large.

II. And be it further enacted, That wherever any Court House of or for any County at large in *Ireland* shall have been built or enlarged pursuant to the Provisions of the said recited Act of the Fifty third Year of His Majesty's Reign, and of this Act, or of either of them, or otherwise, then if such Court House, or the Addition so then made thereto, shall be within a County of a City or County of a Town wherein the Assizes or Commissions of Oyer and Terminer and Gaol Delivery for such County have usually sat or been held, then every such Court House which shall have been so built or enlarged, and all Additions so thereto made, and Appurtenances therewith occupied, shall be deemed and taken to be Part and Parcel of the County at large for which the same shall have been so built as aforesaid.

Act may be altered, &c. this Session.

III. And be it further enacted, That this Act may be amended, altered or repealed by any Act to be made in this Session of Parliament.

CAP. XXXII.

An Act to amend so much of an Act of the Fifty fifth Year of His present Majesty, as relates to the Salaries of Clergymen officiating as Chaplains in Houses of Correction.

[23d *May* 1818.]

55 G. 3. c. 48. § 2.

'WHEREAS by an Act passed in the Fifty fifth Year of His present Majesty's Reign, intituled *An Act for enlarging the Powers of Two Acts of His present Majesty, for providing Clergymen to officiate as Chaplains in Gaols and Houses of Correction within* England *and* Wales, it was enacted, that no Salary to be assigned to any Clergyman for officiating in any House of Correction should exceed Fifty Pounds a Year: And Whereas it has been found impossible, in divers Cases, to provide Clergymen who are fit and willing to undertake the Duties of the said Office of Chaplain to Houses of Correction for so small a Salary: And Whereas it is therefore expedient that Powers should be given to the Justices of the Peace in their Quarter Sessions to assign a larger Salary to Clergymen officiating in such Capacity;' Be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent

of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for the Juſtices of the Peace of the ſeveral Counties of *England* and *Wales*, in their Quarter Seſſions reſpectively, to aſſign any larger Salary than the ſaid Salary of Fifty Pounds a Year, to Clergymen officiating as Chaplains in Houſes of Correction: Provided always, that in no Caſe ſuch Salary ſhall exceed the Sum of One hundred Pounds a Year.

Juſtices in Seſſions may aſſign a larger Salary, not to exceed 100l. a Year;

II. And be it further enacted, That ſhould the ſaid Juſtices of the Peace or the major Part of them aſſembled at their General Quarter Seſſions think proper, in purſuance of the Act of the Fifty fifth Year of His preſent Majeſty, to appoint One Perſon to officiate as Chaplain to the Gaol and Houſe of Correction, that they be authorized to allow ſuch Chaplain a Salary not exceeding One hundred and Fifty Pounds.

and not exceeding 150l. to Chaplains of Gaols and Houſes of Correction.

CAP. XXXIII.

An Act to alter the Allowance for broken Plate Glaſs, and to exempt Manufacturers of certain Glaſs Wares from Penalties for not being licenſed. [23d *May* 1818.]

56 G. 3. c. 108. § 5.

'WHEREAS by an Act made in the Fifty ſixth Year of the Reign of His preſent Majeſty, amongſt other Things, to alter the Drawbacks on Plate Glaſs, and to prevent Frauds therein, it was enacted, that any Maker or Makers of Plate Glaſs who ſhould break to Pieces in the manner therein mentioned any Number of ſuch Plates of unground and unpoliſhed Plate Glaſs as therein mentioned, ſhould thereupon be allowed out of the Duties growing and becoming due and payable from ſuch Maker or Makers reſpectively for Plate Glaſs, after the Rate of Four Pounds Eighteen Shillings for every Hundred Weight of ſuch Glaſs ſo broken to Pieces: And whereas ſuch Allowance is exceſſive, and it is expedient to repeal the ſame and grant a different Rate of Allowance in lieu thereof;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act, the Allowance hereinbefore recited ſhall be and the ſame is hereby repealed; and that in lieu thereof every ſuch Maker and Makers as aforeſaid ſhall be allowed, for every One hundred Pounds Weight of ſuch Plates of Plate Glaſs as in the ſaid recited Act are in that behalf mentioned, ſo broken in Pieces as therein mentioned, One hundred and ten pounds Weight, and ſo in proportion for any leſs Quantity, out of the Groſs Weight of Metal, as aſcertained by Gauge, (excluſive of the Quantity of Glaſs required by Law to be left in the Bottom,) contained in any Pot or Pots of Metal that may be then depending, or out of any Pot or Pots of Metal of a ſubſequent Making of Plate Glaſs by any ſuch Maker or Makers as aforeſaid; ſubject nevertheleſs to all and every the Proviſoes, Conditions and Regulations mentioned or preſcribed in the ſaid recited Act with reſpect to the Allowance hereby repealed, or the Plates of Glaſs or Breakage thereof for which ſuch Allowance was thereby directed to be made.

Allowance under recited Act repealed; and in lieu thereof an Allowance of 110lb. out of Groſs Weight of Metal for 100lb. broken in Pieces; ſubject to former Regulations.

believe, ſuch Sugar was produced from Muſcovado Sugar imported from His Majeſty's Plantations in *America*, or from Sugars the Produce of the *Eaſt Indies*, and that the ſeveral Duties payable thereon were duly paid at the time of importing the ſame; and the Exporter or Exporters of ſuch Sugars ſhall then make Oath that ſuch Sugars, being the Sugars for which ſuch Bounty is then claimed, are the identical Sugars or Part thereof which were ſold to him as aforeſaid by ſuch Refiner or Refiners; and before the Money due upon ſuch Debenture or Debentures ſhall be paid, ſuch Exporter or Exporters ſhall alſo make Oath that the ſaid Sugars have been duly exported, His Majeſty's Searchers alſo certifying the ſhipping thereof, and all the Requiſites of Law being duly complied with; and whenever the Refiner or Refiners of ſuch Sugars ſhall be the Exporter or Exporters thereof, he or they ſhall then make Oath as well of the due Exportation of the ſame, as of the ſeveral Particulars hereinbefore directed to be ſworn by him or them (excepting what relates to the Sale of the ſaid Sugars).

Oath to be made by Refiner being the Exporter.

V. And be it further enacted, That all Sugar refined otherwiſe than by the Operation of Claying, ſhall be entitled to the Bounties allowed and made payable by this Act, and the Table thereto annexed, without regard to any Rules or Regulations relating to ſuch Operation of Claying; any thing in any Act or Acts to the contrary in anywiſe notwithſtanding.

Regulations relating to Claying of Sugar not to be regarded.

VI. And be it further enacted, That nothing contained in an Act made in the Fifty ſeventh Year of His preſent Majeſty's Reign for granting Bounties on Sugar refined otherwiſe than by Claying, or in this Act, ſhall extend or be conſtrued to extend to give or allow any Bounty, Drawback or Allowance on refined Sugar exported from *Great Britain* to *Ireland*, or from *Ireland* to *Great Britain*, nor to alter or repeal any of the Countervailing Duties or Equivalent Drawbacks on refined Sugar exported from one Country to the other, granted and made payable under the Acts for the Union of *Great Britain* and *Ireland*, and the ſeveral other Acts relating to ſuch Countervailing Duties and Equivalent Drawbacks in force in *Great Britain* and *Ireland* reſpectively.

Bounty, &c. not allowed on Sugar exported to or from Ireland; or affect the Countervailing Duties.

VII. And be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to alter or repeal the Deduction to be made from the Bounty allowed on refined Sugar when exported from any Part of the United Kingdom in any other than a *Britiſh* Veſſel, owned, navigated and regiſtered according to Law, as directed by an Act paſſed in the Forty third Year of the Reign of His preſent Majeſty, intituled *An Act for diſcontinuing certain Drawbacks and Bounties on the Exportation of Sugar from* Great Britain, *and for allowing other Drawbacks and Bounties in Lieu thereof, until the Fifteenth Day of* January *One thouſand eight hundred and four*; or by an Act made in the Forty ſeventh Year of His preſent Majeſty's Reign, intituled *An Act to provide more effectually for regulating the Drawbacks and Bounties on the Exportation of Sugar from* Ireland; *and for allowing* Britiſh *Plantation Sugar to be warehouſed in* Ireland, *until the Twenty fifth Day of* March *One thouſand eight hundred and eight.*

Act not to affect the Deduction to be made from the Bounty on Sugar exported in any other than a Britiſh Veſſel.
43 G. 3. c. 11.
47 G. 3. Seſſ. 1. c. 19.

VIII. And Whereas it is expedient to reduce the Quantity of refined Sugar required to be packed in each Package for Exportation to obtain the Drawback or Bounty; be it enacted, That the Drawback

Sugar (except Candy) may be

back or Bounty due on the Exportation of refined Sugar, from that Part of the United Kingdom called *Great Britain*, ſhall be allowed and paid upon the Exportation of all refined Sugar (except Candy) when packed in Hogſheads, Caſks or Caſes, each of which ſhall contain Two Hundred Weight Avoirdupois of ſuch Sugar at the leaſt; and alſo upon the Exportation from that Part of the United Kingdom called *Great Britain* of all Sugar called *Candy*, properly refined and manufactured, and free from Dirt and Scum, when packed in any Boxes or other Packages, each of which ſhall contain Fifty ſix Pounds Weight Avoirdupois of ſuch Sugar called *Candy* at the leaſt; any thing in any Act or Acts of Parliament to the contrary notwithſtanding. packed in Hogſheads, &c. containing 2001b. and Candy Sugar in Packages containing 561b.

IX. And be it further enacted, That this Act ſhall continue in force until the Fifth Day of *July* One thouſand eight hundred and twenty. Continuance of Act,

X. And be it further enacted, That this Act or any of the Proviſions thereof may be amended, altered or repealed by any Act or Acts to be made in this preſent Seſſion of Parliament. which may be altered, &c. this Seſſion.

TABLE to which this Act refers.

	Bounty on refined Sugar called Baſtards, or refined Loaf Sugar broken in Pieces, or being ground or powdered Sugar.	Bounty on other refined Sugar in Loaf complete and whole, or Lumps, duly refined, or on ſuch Sugar pounded, craſhed or broken, and on Sugar Candy.	Additional Bounty on double refined Sugar.
Whatever may be the Average Price of Brown or Muſcovado Sugar - -	30s. the Cwt.	46s. the Cwt.	8s. the Cwt.

CAP. XXXV.

An Act to provide for the maintaining of the Royal Canal from the River *Liffey* to the River *Shannon* in *Ireland*. [23d *May* 1818.] See 53 G. 3. c. 101. 55 G. 3. c. 182.

CAP. XXXVI.

An Act to carry into Execution a Treaty made between His Majeſty and the King of *Spain*, for the preventing Traffic in Slaves. [28th *May* 1818.]

‘ WHEREAS a Treaty was made between His Majeſty and His Catholic Majeſty the King of *Spain*, for preventing ‘ Traffic in Slaves, and ſigned at *Madrid* on the Twenty third ‘ Day of *September* One thouſand eight hundred and ſeventeen: ‘ And Whereas by the Firſt Article of the ſaid Treaty, His ‘ Catholic Majeſty engaged that the Slave Trade ſhall be aboliſhed ‘ throughout the entire Dominions of *Spain* on the Thirtieth Day of ‘ *May* One thouſand eight hundred and twenty; and that from and Treaty, dated Sept. 23, 1817, recited.

'after that Period it ſhall not be lawful for any of the Subjects of 'the Crown of *Spain* to purchaſe Slaves, or to carry on the Slave 'Trade on any Part of the Coaſt of *Africa*, upon any Pretext or in 'any manner whatever; provided however, that a Term of Five 'Months from the ſaid Date of the Thirtieth of *May* One thou- 'ſand eight hundred and twenty ſhall be allowed for completing the 'Voyages of Veſſels which ſhall have been cleared out lawfully pre- 'viouſly to the ſaid Thirtieth of *May*: And Whereas it was by 'the Second Article of the ſaid Treaty agreed, that from and after 'the Exchange of the Ratifications of the ſaid Treaty, it ſhall not be 'lawful for any of the Subjects of the Crown of *Spain* to purchaſe 'Slaves, or to carry on the Slave Trade on any Part of the Coaſt 'of *Africa* to the North of the Equator, upon any Pretext or in 'any manner whatever; provided however, that a Term of Six 'Months from the Date of the Exchange of the Ratifications of the 'ſaid Treaty ſhall be allowed for completing the Voyages of Veſſels 'which ſhall have cleared out from *Spaniſh* Ports for the ſaid Coaſt 'previouſly to the Exchange of the ſaid Ratifications: And 'Whereas by the Third Article of the ſaid Treaty, His Majeſty 'engaged to pay in *London*, on the Twentieth of *February* One 'thouſand eight hundred and eighteen, the Sum of Four hundred 'thouſand Pounds Sterling to ſuch Perſon as His Catholic Majeſty 'ſhall appoint to receive the ſame: And Whereas it was by the 'Fourth Article of the Treaty agreed, that the ſaid Sum of Four 'hundred thouſand Pounds Sterling is to be conſidered as a full 'Compenſation for all Loſſes ſuſtained by the Subjects of His Ca- 'tholic Majeſty, engaged in this Traffic, on account of Veſſels cap- 'tured previouſly to the Exchange of the Ratifications of the ſaid 'Treaty, as alſo for the Loſſes which are a neceſſary Conſequence of 'the Abolition of the ſaid Traffic: And Whereas it was in the Fifth 'Article of the ſaid Treaty declared and agreed, that every Traffic 'in Slaves, which ſhould be carried on under the Circumſtances in 'the ſaid Article ſtated, ſhould be conſidered as illicit; Firſt, either 'by *Britiſh* Ships, and under the *Britiſh* Flag, or for the Account 'of *Britiſh* Subjects, by any Veſſel, or under any Flag whatſoever: 'Secondly, by *Spaniſh* Ships upon any Part of the Coaſt of *Africa* 'North of the Equator, after the Exchange of the Ratifications 'of the ſaid Treaty; provided however, that Six Months ſhould 'be allowed for completing the Voyages of Veſſels conformably to 'the Tenor of the Second Article of the ſaid Treaty: Thirdly, 'either by *Spaniſh* Ships and under the *Spaniſh* Flag, or for the 'Account of *Spaniſh* Subjects, by any Veſſel, or under any Flag 'whatſoever, after the Thirtieth of *May* One thouſand eight hun- 'dred and twenty, when the Traffic in Slaves on the Part of *Spain* 'was declared by the ſaid Treaty to ceaſe entirely; and it was 'by the ſaid Article provided, that Five Months ſhould be allowed 'for the Completion of Voyages commenced in due time, conform- 'ably to the Firſt Article of the ſaid Treaty: Fourthly, under the '*Britiſh* or *Spaniſh* Flag, for the Account of the Subjects of any 'other Government: Fifthly, by *Spaniſh* Veſſels bound for any 'Port not in the Dominions of His Catholic Majeſty: And 'Whereas by the ſixth Article of the ſaid Treaty, His Catholic 'Majeſty engages to adopt, in Conformity to the Spirit of the ſaid 'Treaty, the Meaſures which are beſt calculated to give full and

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'complete Effect to the laudable Objects thereof: And Whereas 'it was by the Seventh Article of the said Treaty stipulated, that 'every *Spanish* Vessel which shall be destined for the Slave Trade, on 'any Part of the Coast of *Africa*, where this Traffic still continues 'to be lawful, must be provided with a Royal Passport, conformable 'to the Model annexed to the said Treaty, and which Model forms 'an integral Part of the same, written in the *Spanish* Language with 'an authentic Translation in *English* annexed thereto and signed by 'His Catholic Majesty, and countersigned by the Minister of Marine, 'and also by the Principal Naval Authority of the District, Station 'or Port from whence the Vessel clears out, whether in *Spain*, or 'in the Colonial Possessions of His Catholic Majesty: And Whereas 'it was by the Eighth Article of the said Treaty agreed, that it 'should be understood that this Passport, for rendering lawful the 'Voyages of Slave Ships, should be required only for the Continuation 'of the Traffic to the South of the Line, and that those Passports 'which were then issued, signed by the First Secretary of State of 'His Catholic Majesty, and in Form prescribed by an Order of the 'Sixteenth of *December* One thousand eight hundred and sixteen, 'should remain in full Force for all Vessels which may have cleared 'out for the Coast of *Africa*, as well to the North as to the South 'of the Line, previously to the Exchange of the Ratifications of 'the said Treaty: And Whereas it was also agreed and declared 'by the Ninth Article of the said Treaty, that the Ships of War 'of His Majesty and of His Catholic Majesty, which should be pro-'vided with special Instructions for that Purpose, as mentioned in 'the said Treaty, may visit such Merchant Vessels of the two Nations 'as may be suspected, upon reasonable Grounds, for having Slaves 'on Board, acquired by an illicit Trade; and in the Event only of 'their finding Slaves on board, may detain and bring away such 'Vessels, in order that they may be brought to Trial before the 'Tribunals to be established for that Purpose, as specified in the said 'Treaty; and it was by the said Article provided, that the Com-'manders of Ships of War of the Royal Navies of His Majesty and 'His Catholic Majesty, who shall be employed in this Service, shall 'adhere strictly to the exact Tenor of the Instructions which they 'shall receive for this Purpose; and His Majesty and His Catholic 'Majesty engaged mutually to make good any Losses which the 'Subjects of His Majesty and of His Catholic Majesty might respect-'ively incur unjustly, by the arbitrary and illegal Detention of their 'Vessels, it being understood that this Indemnity shall invariably be 'borne by the Government whose Cruizer shall have been guilty of 'the arbitrary Detention; provided always, that the Visit and De-'tention of Slave Ships specified in the said Article shall only be 'effected by those *British* or *Spanish* Vessels which may form Part of 'the two Royal Navies, and by those only of such Vessels which 'are provided with the special Instructions annexed to the said 'Treaty: And Whereas it was also agreed by the Tenth Article of 'the said Treaty, that no *British* or *Spanish* Cruizer shall detain any 'Slave Ship not having Slaves actually on board, and that in order 'to render lawful the Detention of the Ship, whether *British* or '*Spanish*, the Slaves found on board such Vessel must have been 'brought on board the Vessel for the express Purpose of the Traffic, 'and those on board of *Spanish* Ships must have been taken from that

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'Part of the Coaſt of *Africa* where the Slave Trade is prohibited, 'conformably to the Tenor of the ſaid Treaty: and it was alſo agreed 'by the Eleventh Article of the ſaid Treaty, that all Ships of War 'of the two Nations which ſhall hereafter be deſtined to prevent 'the illicit Traffic in Slaves, ſhall be furniſhed with a Copy of the 'Inſtructions annexed to the ſaid Treaty, and conſidered as an integral 'Part thereof, with a Proviſo nevertheleſs in the ſaid Treaty, that 'His Majeſty and His Catholic Majeſty, with mutual Conſent, may 'alter the Inſtructions in whole or in part, according to Circum-'ſtances, And Whereas it was alſo by the Twelfth Article of the 'ſaid Treaty provided, in order to bring to Adjudication, with the 'leaſt Delay and Inconvenience, the Veſſels which may be detained 'for having been engaged in an illicit Traffic of Slaves, that there 'ſhall be eſtabliſhed, within a Space of a Year at furtheſt from the 'Exchange of the Ratifications of the ſaid Treaty, Two mixed 'Commiſſions, formed of an equal Number of Perſons of the two 'Nations, named for that Purpoſe by the reſpective Sovereigns; and 'that theſe Commiſſions ſhall reſide, one in a Poſſeſſion belonging 'to His Majeſty, the other within the Territories of His Catholic 'Majeſty; one of which Commiſſions is ſtipulated by the ſaid Treaty 'to be always held upon the Coaſt of *Africa*, and the other in one of 'the Colonial Poſſeſſions of His Catholic Majeſty; and it was by the 'ſaid Treaty provided, that the ſaid Commiſſions ſhall judge the 'Cauſes ſubmitted to them without Appeal, and according to the 'Regulations and Inſtructions annexed to the ſaid Treaty, which 'ſaid Inſtructions were by the ſaid Treaty made an integral Part 'thereof: And Whereas the Inſtructions hereinbefore referred to, 'and annexed to the ſaid Treaty as Part thereof, relating to the '*Britiſh* and *Spaniſh* Ships of War employed to prevent illicit Traffic 'in Slaves, did in ſeveral Articles provide, Firſt, That every *Britiſh* 'or *Spaniſh* Ship of War ſhall, in conformity with Article Nine of 'the Treaty, have a Right to viſit the Merchant Ships of either of 'the Two Nations actually engaged or ſuſpected to be engaged in 'the Slave Trade; and if any Slaves ſhall be found on board, ac-'cording to the Tenor of the Tenth Article of the Treaty; and as 'to what regards the *Spaniſh* Veſſels, if there ſhall be Ground to 'ſuſpect that the ſaid Slaves have been embarked on a Part of the 'Coaſt of *Africa* where the Traffic is no longer permitted, con-'formably to the ſaid Treaty; and in ſuch Caſes alone, the Com-'mander of the ſaid Ship of War may detain ſuch Merchant Ship or 'Veſſel, and ſhall, as ſoon as poſſible, bring the ſame for Judgment 'before ſuch of the Two mixed Commiſſions appointed by the 'Twelfth Article of the ſaid Treaty, which ſhall be the neareſt or 'which the Commander of the capturing Ship ſhall, upon his own 'Reſponſibility, think he can ſooneſt reach from the Spot where the 'Slave Ship ſhall have been detained: and it was provided, that Ships 'on board of which no Slaves ſhall be found, intended for the Pur-'poſes of Traffic, ſhall not be detained on any Account or Pretence 'whatſoever; and that Negro Servants or Sailors found on board any 'ſuch Veſſels, ſhall not in any caſe be deemed a ſufficient Cauſe for 'Detention: and it was alſo provided by the Second Article of the 'ſaid laſt mentioned Inſtructions, that no *Spaniſh* Merchantmen or 'Slave Ship ſhall, on any Pretence whatever, be detained, which 'ſhall be found any where near the Land, or on the High Seas South

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'of the Equator, during the Period for which the Traffic is to remain lawful, according to the ſaid Treaty, unleſs after a Chace 'that ſhall have commenced North of the Equator: and it was alſo 'provided by the Third Article of the ſaid laſt mentioned Inſtructions, that *Spaniſh* Veſſels, furniſhed with a regular Paſſport, having 'Slaves on board, ſhipped at thoſe Parts of the Coaſt of *Africa* 'where the Trade is permitted to *Spaniſh* Subjects, and which ſhall 'afterwards be found North of the Equator, ſhall not be detained 'by any *Britiſh* or *Spaniſh* Ship of War, if ſuch *Spaniſh* Veſſels can 'account for their Courſe, either in Conformity with the Practice 'of the *Spaniſh* Navigation, by ſteering ſome Degrees to the 'Northward in ſearch of fair Winds, or for other legitimate Cauſes, 'ſuch as the Dangers of the Sea, duly proved; provided always, 'that with regard to all Slave Ships detained to the North of the 'Equator, after the Expiration of the Term allowed, the Proof 'of the Legality of the Voyage is required to be furniſhed by the 'Veſſel ſo detained; on the other Hand, with reſpect to Slave Ships 'detained to the South of the Equator, in Conformity with the Stipulations of the preceding Article, the Proof of the Illegality of 'the Voyage is required to be exhibited by the Captor: and it was 'in like manner ſtipulated, that the Number of Slaves found on board 'a Slave Ship by the Cruizers, even if the Number ſhould not agree 'with that contained in the Paſſport, ſhall not be ſufficient Reaſon 'to juſtify the Detention of ſuch Ship, but that the Captain and the 'Proprietor ſhall in ſuch caſe be denounced in the *Spaniſh* Tribunals, 'in order to their being puniſhed according to the Laws of the 'Country: and it was alſo provided by the Fourth Article of the 'ſaid laſt mentioned Inſtructions, that every *Spaniſh* Veſſel intended 'to be employed in the legal Traffic of Slaves, in conformity with 'the Principles laid down in the ſaid Treaty, ſhall be commanded by 'a native *Spaniard*, and Two thirds at leaſt of the Crew ſhall likewiſe 'be *Spaniards*; and it was provided that the *Spaniſh* or foreign Conſtruction of the Ship or Veſſel ſhall in no wiſe affect the national 'Character of the Ship or Veſſel, and that the Negro Sailors ſhall 'always be reckoned as *Spaniards*, provided they belong as Slaves 'to Subjects of the Crown of *Spain*, or that they have been enfranchiſed in the Dominions of His Catholic Majeſty: and it was alſo 'provided by the Fifth Article of the ſaid laſt mentioned Inſtructions, 'that whenever a Ship of War ſhall meet a Merchantman liable to be 'ſearched, it ſhall be done in the moſt mild manner, and with every 'attention which is due between allied and friendly Nations; and in 'no Caſe ſhall the Search be made by an Officer holding a Rank 'inferior to that of Lieutenant in the Navy of *Great Britain* or of 'Enſign of a Ship of the Line in the *Spaniſh* Navy; and it was alſo 'provided by the Sixth Article of the ſaid laſt mentioned Inſtructions, 'that the Ships of War which may detain any Slave Ship, in purſuance 'of the Principles laid down in the ſaid Inſtructions, ſhall leave on 'board all the Cargo of Negroes untouched, as well as the Captain, 'and a Part at leaſt of the Crew of the Slave Ship; and that the 'Captain commanding the Ship of War detaining any ſuch Slave Ship 'ſhall draw up in Writing an authentic Declaration, which ſhall exhibit the State in which he found the detained Ship, and the 'Changes which may have taken place in ſuch Ship, and ſhall alſo 'deliver to the Captain of the Slave Ship a ſigned Certificate of the

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'Papers ſeized on board the Veſſel, as well as of the Number of 'Slaves found on board at the Moment of Detention; and it is alſo 'provided, that the Negroes on board of any ſuch Ship ſhall not be 'diſembarked until after the Veſſel detained ſhall arrive at the Place 'where the Legality of the Capture is to be tried by One of the Two 'mixed Commiſſions, in order that in the Event of the Veſſel not 'being adjudged a legal Prize, the Loſs of the Proprietors may be 'more eaſily repaired; with Proviſo, however, that if urgent Motives, 'deduced from the Length of the Voyage, the State of Health of 'the Negroes, or other Cauſes, require that they ſhall be diſembarked 'entirely or in part, before the Veſſel can arrive at the Place of 'Reſidence of One of the ſaid Commiſſions, the Commander of the 'capturing Ship may take on himſelf the Reſponſibility of ſuch Diſ-'embarkation, provided that the Neceſſity thereof ſhall be ſtated in a 'Certificate in proper Form: and it was alſo provided by the Seventh 'Article of the ſaid Inſtructions, that no Conveyance of Slaves from 'one Part in the *Spaniſh* Poſſeſſions to another, ſhall take place, 'except in Ships provided with Paſſports from the *Spaniſh* Govern-'ment on the Spot for that Purpoſe: And Whereas the Regulations 'for the mixed Commiſſions which are to reſide on the Coaſt of '*Africa*, and in a Colonial Poſſeſſion of His Catholic Majeſty, and 'which were annexed to the ſaid Treaty as Part thereof, have in 'ſeveral Articles provided, Firſt, That the mixed Commiſſions to be 'eſtabliſhed by the ſaid Treaty upon the Coaſt of *Africa*, and in a 'Colonial Poſſeſſion of His Catholic Majeſty, ſhall decide upon the 'Legality of the Detention of ſuch Slave Veſſels as the Ships of War 'of both Nations ſhall detain, in purſuance of the ſaid Treaty, for 'carrying on an illicit Commerce in Slaves, and ſhall judge without 'Appeal, according to the Letter and Spirit of the ſaid Treaty; 'and that the ſaid Commiſſions ſhall give Sentence as ſummarily as 'poſſible, and decide (as far as they ſhall find it practicable) within 'the Space of Twenty Days, to be dated from the Day upon which 'every detained Veſſel ſhall have been brought into the Port where 'they ſhall reſide, firſt, upon the Legality of the Capture, and ſe-'condly, in the Caſe in which the captured Veſſel ſhall have been 'liberated, as to the Indemnification to be paid for the Capture and 'Detention; and it is by the ſaid Regulations provided, that no 'final Sentence ſhall be delayed on account of the Abſence of Wit-'neſſes, or for want of the Proofs, beyond the Period of Two 'Months, except upon Application of any of the Parties intereſted, 'when, upon their giving ſatisfactory Security to charge themſelves 'with the Expence and Riſks of the Delay, the Commiſſioners may, 'at their Diſcretion, grant an additional Delay, not exceeding Four 'Months: and it was alſo by the Second Article of the ſaid Regu-'lations provided, that the ſaid mixed Commiſſions, which are to 'reſide on the Coaſt of *Africa*, and in the Colonial Poſſeſſions of His 'Catholic Majeſty, ſhall be compoſed in the following manner; that 'is to ſay, that His Majeſty and His Catholic Majeſty ſhall each of 'them name a Commiſſary Judge and a Commiſſioner of Arbitration, 'who ſhall be authorized to hear and decide, without Appeal, all 'Caſes of Capture of Slave Veſſels which, in purſuance of the Sti-'pulation of the ſaid Treaty, may be laid before them; and it was alſo 'provided, that all the eſſential Parts of the Proceedings carried on 'before the ſaid mixed Commiſſions, ſhall be written down in the legal

'Language

'Language of the Country in which the Commiſſion may reſide; 'and it was alſo thereby provided, that the Commiſſary Judges and 'the Commiſſioners of Arbitration ſhall make Oath in Preſence of 'the principal Magiſtrate of the Place in which the Commiſſion may 'reſide, to judge fairly and faithfully, to have no Preference either 'for the Claimants or the Captors, and to act in all their Deciſions 'in purſuance of the Stipulations of the Treaty; and it was alſo 'thereby provided, that there ſhall be attached to each Commiſſion a 'Secretary or Regiſtrar appointed by the Sovereign of the Country 'in which the Commiſſion may reſide, who ſhall regiſter all its Acts, 'and who, previous to his taking charge of his Office, ſhall make 'Oath in Preſence of at leaſt One of the Commiſſary Judges, to con-'duct himſelf with reſpect for their Authority, and to act with Fi-'delity in all the Affairs which may belong to his Charge: and it was 'alſo provided in the Third Article of the ſaid Regulations, that the 'Form of the Proceſs ſhall be as follows; that is to ſay, the Com-'miſſary Judges of the Two Nations ſhall, in the firſt Place, pro-'ceed to the Examination of the Papers of the Veſſels, and receive 'the Depoſitions on Oath of the Captain, and of Two or Three at 'leaſt of the Principal Individuals on board of the detained Veſſel, as 'well as the Declaration on Oath of the Captor, ſhould it appear 'neceſſary in order to be able to judge and to pronounce if the ſaid 'Veſſel has been juſtly detained or not according to the Stipulations 'of the Treaty, in order that, according to their Judgment, the 'Veſſel may be condemned or liberated, and in the Event of the Two 'Commiſſary Judges not agreeing upon the Sentence, whether as to 'the Legality of the Detention, or the Indemnification to be allowed, 'or upon any other Queſtion which might reſult from the Stipu-'lations of the Treaty, they ſhall draw by Lot the Name of One of 'the Two Commiſſioners of Arbitration, who, after having con-'ſidered the Documents of the Proceſs, ſhall conſult with the 'Commiſſary Judges upon the Caſe in Queſtion, and the final Sen-'tence ſhall be pronounced conformably to the Opinion of the 'Majority of the Commiſſary Judges and of the Commiſſioner of 'Arbitration ſo choſen; and it was alſo provided by the Fourth 'Article of the ſaid Regulations, that as often as the Cargo of Slaves 'found on board of a *Spaniſh* Slave Ship ſhall have embarked from 'any Point whatever of the Coaſt of *Africa* where the Slave Trade 'continues to be lawful, ſuch Slave Ship ſhall not be detained on 'Pretext that the above mentioned Slaves have been brought ori-'ginally by Land from any other Part whatever of the Continent; 'and it was alſo provided by the Fifth Article of the ſaid Regu-'lations, that in the authenticated Declaration which the Captor 'ſhall make before the Commiſſion as well as in the Certificate of the 'Papers ſeized, which ſhall be delivered to the Captain of the 'captured Veſſel at the time of the Detention, the Captor ſhall ſtate 'and declare his Name, and the Name of his Veſſel, as well as the 'Latitude and Longitude of the Place where the Detention ſhall have 'taken place, and the Number of the Slaves found living on board 'the Slave Ship at the time of the Detention; and it was alſo provided, 'by the Sixth Article of the ſaid Regulations, that as ſoon as any 'Sentence ſhall have been paſſed, the detained Veſſel, if liberated, 'and what may remain of the Cargo, ſhall be reſtored to the Pro-'prietors, who ſhall, before the ſame Commiſſion, claim a Valuation

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'of the Damages which they may have a Right to demand; and 'that the Captor himſelf, and in his default, the Government to 'which the Captor ſhall belong, ſhall remain reſponſible for ſuch 'Damages, which the ſaid Governments reſpectively bind themſelves 'to defray, within the Term of a Year from the Date of the 'Sentence, it being underſtood that all ſuch Indemnifications ſhall 'be at the Expence of the Government of which the Captor ſhall be 'a Subject; and it was alſo by the Seventh Article of the ſaid Regu-'lations provided, that in caſe the Condemnation of any Veſſel for an 'unlawful Voyage, the Veſſel ſhall be declared lawful Prize, as 'well as her Cargo, of whatever Deſcription it may be, with the 'Exception of the Slaves who may be on board, as Objects of 'Commerce; and the ſaid Veſſel, as well as her Cargo, ſhall be ſold 'by public Sale, for the Profit of the Two Governments; and as to 'the Slaves, they ſhall receive from the mixed Commiſſion a Certi-'ficate of Emancipation, and ſhall be delivered over to the Govern-'ment on whoſe Territory the Commiſſion which ſhall have ſo judged 'them ſhall be eſtabliſhed, to be employed as Servants or free La-'bourers; and it was alſo further provided by the Eighth Article of 'the ſaid Regulations, that every Claim for Compenſation of Loſſes, 'occaſioned by any Ships being inſpected and detained, as carrying 'on an illicit Trade in Slaves, but not afterwards condemned as 'lawful Prize by the mixed Commiſſions, ſhall be alſo heard and 'judged by the ſaid Commiſſions, in the Form provided by the 'Third Article of the ſaid Regulation; and in all Caſes wherein 'Reſtitution ſhall be ſo decreed, the Commiſſion ſhall award to the 'Claimant or Claimants, or his or their lawful Attorney or Attornies, 'for his or their Uſe, a juſt and complete Indemnification for all 'Coſts of Suit, and for all Loſſes and Damages, which the Claimant 'or Claimants may have actually ſuſtained by ſuch Capture and De-'tention; that is to ſay, in caſe of Total Loſs, the Claimant or 'Claimants ſhall be indemnified, firſt, for the Ship, her Tackle, Ap-'parel and Stores; ſecondly, for all Freight due and payable; thirdly, 'for the Value of the Cargo of Merchandize, if any; fourthly, for 'the Slaves on board at the time of Detention, according to the 'computed Value of ſuch Slaves at the Place of Deſtination, de-'ducting therefrom the uſual fair average Mortality, for the unexpired 'Period of the regular Voyage, deducting alſo for all Charges and 'Expences payable upon the Sale of ſuch Cargoes, including Com-'miſſion of Sale; and fifthly, for all other regular Charges in ſuch 'Caſes of Total Loſs; and in all other Caſes not of Total Loſs, the 'Claimant or Claimants ſhall be indemnified, firſt, for all ſpecial Da-'mages and Expences occaſioned to the Ship by the Detention, and 'for the Loſs of Freight, when due or payable; ſecondly, a De-'murrage, when due, according to the Schedule annexed to the ſaid 'Eighth Article; thirdly, a daily Allowance for Subſiſtence of 'Slaves, of One Shilling or Four Reals and Half de Vor, for each 'Perſon, without diſtinction of Age or Sex, for ſo many Days as it 'ſhall appear to the Commiſſion that the Voyage has been or may 'be delayed by reaſon of ſuch Detention; as likewiſe, fourthly, for 'any Deterioration of Cargo or Slaves; fifthly, for any Diminution 'in the Value of the Cargo of Slaves, proceeding from an increaſed 'Mortality beyond the average Amount of the Voyage, or from 'Sickneſs occaſioned by Detention, this Value to be aſcertained

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'by their computed Price at the Place of Deſtination, as in the above 'Caſe of Total Loſs; ſixthly, an Allowance of Five *per Centum* on 'the Amount of the Capital employed in the Purchaſe and Maintenance of Cargo, for the Period of Delay occaſioned by the Detention; and, ſeventhly, for all Premium of Inſurance on additional 'Riſks; and the Claimant or Claimants ſhall likewiſe be entitled to 'Intereſt, at the Rate of Five *per Centum per Annum*, on the Sum 'awarded, until paid by the Government to which the capturing Ship 'belongs; the whole Amount of ſuch Indemnifications being calculated 'in the Money of the Country to which the captured Ship belongs, 'and to be liquidated at the Exchange current at the time of Award, 'excepting the Sum for the Subſiſtence of Slaves, which ſhall be paid 'at par, as above ſtipulated; and to avoid as much as poſſible every 'Species of Fraud in the Execution of the ſaid Treaty, it was 'agreed, that if it ſhould be proved to the Conviction of the Commiſſary Judges of the Two Nations, and without having recourſe to 'the Deciſion of a Commiſſioner of Arbitration, that the Captor has 'been led into Error by a voluntary and a reprehenſible Fault on the 'Part of the Captain of the detained Ship, in that caſe only the 'detained Ship ſhall not have the Right of receiving during the 'Days of her Detention, the Demurrage ſtipulated by the ſaid 'Eighth Article; and to the ſaid Eighth Article a Schedule of 'Demurrage or daily Allowance was annexed, as follows; that is to 'ſay, for a Veſſel of

100 Tons	to 120	inclusive -	£ 5	per Diem,
121 ditto -	150	ditto - -	6	
151 ditto -	170	ditto - -	8	
171 ditto -	200	ditto - -	10	
201 ditto -	220	ditto - -	11	
221 ditto -	250	ditto - -	12	
251 ditto -	270	ditto - -	14	
270 ditto -	300	ditto - -	15	

'and ſo in proportion; and it was alſo by the ſaid Ninth Article 'of the ſaid Regulations provided, that when the Proprietor of a 'Ship ſuſpected of carrying on an illicit Trade in Slaves, releaſed in 'conſequence of a Sentence of one of the mixed Commiſſions (or in 'the Caſe as above mentioned of Total Loſs) ſhall claim Indemnification for the Loſs of Slaves which he may have ſuffered, he ſhall 'in no caſe be entitled to claim for more than the Number of Slaves 'which his Veſſel, by the *Spaniſh* Laws, was authorized to carry, 'which Number ſhall always be ſtated in his Paſſport; and it was 'alſo provided in the Tenth Article of the ſaid Regulations, that 'neither the Judges nor the Arbitrators, nor the Secretary of the 'mixed Commiſſions, ſhall be permitted to demand or receive, from 'any of the Parties concerned in the Sentences which they ſhall pronounce, any Emolument, under any Pretext whatſoever, for the 'Performance of the Duties which are impoſed upon them by the 'ſaid Regulations; and it was alſo provided by the Eleventh Article 'of the ſaid Regulations, that if any Parties intereſted ſhall imagine 'they have Cauſe to complain of any evident Injuſtice on the Part of 'the mixed Commiſſions, they may repreſent it to their reſpective 'Governments, who reſerve to themſelves the Right of mutual Correſpondence, for the Purpoſe of removing, when they think fit, the 'Individuals who may compoſe theſe Commiſſions; and it was alſo

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'provided by the Twelfth Article of the ſaid Regulations, that in 'caſe of a Veſſel being improperly detained under Pretence of the 'Stipulations of the Treaty, and the Captor not being able to juſtify 'himſelf, either by the Tenor of the ſaid Treaty, or of the Inſtruc- 'tions annexed to it, the Government to which the detained Veſſel 'may belong ſhall be entitled to demand Reparation, and in ſuch caſe 'the Government to which the Captor may belong binds itſelf to 'cauſe Inquiry to be made into the Subject of the Complaint, and 'to inflict upon the Captor, if he be found to have deſerved it, a 'Puniſhment proportioned to the Tranſgreſſion which may have been 'committed; and it was alſo by the Thirteenth Article of the ſaid 'Regulations agreed, that in the Event of the Death of One or more 'of the Commiſſary Judges, or the Commiſſioners of Arbitration, 'compoſing the above mentioned mixed Commiſſions, their Poſts ſhall 'be ſupplied *ad interim* in the following manner; that is, on the Part 'of the *Britiſh* Government, the Vacancies ſhall be filled ſucceſſively 'in the Commiſſion, which ſhall ſit within the Poſſeſſions of His 'Majeſty, by the Governor or Lieutenant Governor reſident in that 'Colony, by the principal Magiſtrate of the ſame, and by the Secre- 'tary; and in that which ſhall ſit within the Poſſeſſions of His 'Catholic Majeſty, it was agreed, that in caſe of the Death of the '*Britiſh* Judge or Arbitrator there, the remaining Individuals of the 'ſaid Commiſſion ſhall proceed equally to the Judgment of ſuch Slave 'Ships as may be brought before them, and to the Execution of their 'Sentence; and in ſuch Caſe alone the Parties intereſted ſhall have the 'Right of appealing from the Sentence if they think fit, to the Com- 'miſſion reſident upon the Coaſt of *Africa;* and the Government to 'which the Captor ſhall belong ſhall be bound fully to make good 'the Compenſation which ſhall be due to them in caſe the Appeal be 'decided in favour of the Claimants, but the Veſſel and Cargo ſhall 'remain during ſuch Appeal in the Place of Reſidence of the firſt 'Commiſſion before which they ſhall have been carried; and it was 'thereby agreed, that on the Part of *Spain* the Vacancies ſhall be 'ſupplied in the Poſſeſſion of His Catholic Majeſty by ſuch Perſons 'of Truſt as the Principal Authority of the Country ſhall appoint; 'and upon the Coaſt of *Africa*, in caſe of the Death of any *Spaniſh* 'Judge or Arbitrator, the Commiſſion ſhall proceed to Judgment in 'the ſame manner as above ſpecified, for the Commiſſion reſident in 'the Poſſeſſion of His Catholic Majeſty, in the Event of the *Britiſh* 'Judge or Arbitrator; An appeal being in this Caſe likewiſe 'allowed to the Commiſſion reſident in the Poſſeſſion of His Catholic 'Majeſty, and in general all the Proviſions of the former Caſe being 'to be applied; and it was further agreed by the ſaid Article, that 'all Vacancies which may ariſe in the above mentioned Commiſſions, 'from Death or any other Cauſe, ſhould be ſupplied as ſoon as 'poſſible; and in caſe that the Vacancy of any of the *Spaniſh* Com- 'miſſioners in the *Britiſh* Poſſeſſions, or of the *Britiſh* Commiſſioners 'in the *Spaniſh* Poſſeſſion, be not ſupplied at the End of the Term of 'Seven Months for *America*, and of Twelve for *Africa*, the Veſſels 'which ſhall be brought to the ſaid Poſſeſſions reſpectively ſhall 'ceaſe to have the Right of Appeal above ſtipulated: And Whereas 'it is expedient and neceſſary that effectual Proviſion ſhould be made 'for carrying into Execution the Proviſions of the ſaid Treaty;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and

with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall be lawful for any Officers commanding any Ship of War of His Majeſty, duly authorized in that behalf, and provided with Inſtructions according to the Proviſions of the ſaid Convention, to viſit and ſearch all Ships and Veſſels which ſhall be ſuſpected, upon reaſonable Grounds, of having Slaves on board, acquired by an illicit Traffic, and to detain and bring to Adjudication all Ships, Veſſels and Cargoes therein made ſubject to Detention and Condemnation, according to the Proviſions of the ſaid Treaty, and the Regulations and Inſtructions aforeſaid.

Ships of War duly authorized may ſearch ſuſpected Veſſels, and detain and bring them to Adjudication.

Suſpected Britiſh Veſſels, and all Boats, &c. ſubject to ſearch by Spaniſh or Britiſh Veſſels, and to Forfeiture and to Condemnation by the Commiſſioners under the Treaty.

II. And be it further enacted, That all Ships and Veſſels belonging wholly or in part to His Majeſty's Subjects, which ſhall be ſuſpected upon reaſonable Grounds of having Slaves on board, acquired by an illicit Traffic, ſhall be and are hereby declared and made, according to the Ninth Article of the ſaid Treaty, ſubject to the Viſitation and Search of *Britiſh* or *Spaniſh* Veſſels of War, duly authorized for that Purpoſe, according to the Proviſions of the ſaid Treaty; and that all Ships and Veſſels belonging wholly or in part to His Majeſty's Subjects, which ſhall be found having Slaves on board, acquired by an illicit Traffic, contrary to the Proviſions of the Ninth and Tenth Articles of the ſaid Treaty, ſo recited as aforeſaid, and all Boats, Apparel, Furniture and Slaves belonging to ſuch Ships or Veſſels, and all Cargoes therein, ſhall be and are hereby declared to be and made ſubject to the Search and Detention of *Britiſh* or *Spaniſh* Veſſels of War duly authorized for that Purpoſe, according to the Stipulations of the ſaid Treaty, and to Forfeiture according to the Proviſions of the ſaid Treaty, and of the Regulations and Inſtructions thereunto annexed, and ſhall alſo be and are hereby made ſubject to the Adjudication of and to Condemnation or other Judgment by the Commiſſary Judges and Commiſſioners to be appointed according to the Proviſions of the ſaid Treaty, and to the Inſtructions and Regulations annexed thereto, recited as aforeſaid.

His Majeſty may appoint and grant Salaries to Commiſſary Judges and Commiſſioners of Arbitration.

III. And be it further enacted, That it ſhall be lawful for His Majeſty, by any Warrant under His Royal Sign Manual, counterſigned by One of His Majeſty's Principal Secretaries of State for the time being, to appoint ſuch Commiſſary Judges and Commiſſioners of Arbitration as are in and by the ſaid Treaty, and Regulations thereto annexed, mentioned to be appointed by His Majeſty, and from time to time to ſupply any Vacancies which may ariſe in ſuch Offices, by appointing other Perſons thereto, and to grant Salaries to ſuch Commiſſary Judges and Commiſſioners of Arbitration as aforeſaid, not exceeding ſuch Annual Sums as the Lords Commiſſioners of His Majeſty's Treaſury of *Great Britain* and *Ireland* ſhall from time to time direct; and ſuch Commiſſary Judges and Commiſſioners are hereby authorized and empowered to examine and decide all ſuch Caſes of Detention, Captures and Seizures of Veſſels and their Cargoes as aforeſaid, detained, ſeized, taken or captured under the ſaid Treaty or Inſtructions and Regulations, as are by the ſaid Treaty, Inſtructions and Regulations, and by this Act, made ſubject to their Juriſdiction, and to proceed therein, and give ſuch Judgments, and make ſuch Orders therein, and do all other Acts, matters and things appertaining thereto, agreeably to the Proviſions of the ſaid Treaty, and the Inſtructions and Regulations annexed thereto, as fully and

Power of ſuch Judges and Commiſſioners.

effectually to all Intents and Purpoſes as if ſpecial Powers and Authorities for that Purpoſe were ſpecifically and particularly inſerted and given in relation thereto in this Act.

And alſo Secretary and Regiſtrar, with Salaries; who are empowered to execute the Duties of their Offices according to the Treaty.

IV. And be it further enacted, That it ſhall be lawful for His Majeſty, by any Warrant under His Royal Sign Manual, counterſigned by One of His Majeſty's Principal Secretaries of State for the time being, to nominate and appoint a Secretary or Regiſtrar to the Commiſſion which ſhall be eſtabliſhed in His Majeſty's Dominions, and from time to time to ſupply, by other Appointments, any Vacancy which may thereafter occur in ſuch Office, and to grant Salaries to ſuch Secretary or Regiſtrar, not exceeding ſuch Annual Sum as the ſaid Lords Commiſſioners ſhall from time to time direct; and ſuch Secretary or Regiſtrar is hereby reſpectively authorized and empowered to do, perform and execute all the Duties of ſuch Office, and ſet forth and deſcribe in the ſaid Treaty, Inſtructions and Regulations reſpectively, and to do, perform and execute all ſuch Acts, matters and things as may be neceſſary for the due Diſcharge of the Duties of his Office, according to the Proviſions of the ſaid Treaty and Inſtructions and Regulations.

Governors, &c. of Colonies may fill up Vacancies in the Commiſſion ſitting in Colonies, ad interim.

V. And be it further enacted, That it ſhall be lawful for the Governor, or Lieutenant Governor, or principal Magiſtrate of the Colony or Settlement in which the Commiſſion ſhall ſit, within the Poſſeſſions of His *Britannic* Majeſty, to fill up every Vacancy which ſhall ariſe in ſuch Commiſſion, either of Commiſſary Judge, Commiſſioner or any Officer thereof, appointed by His Majeſty as aforeſaid, according to the Proviſions contained in the Thirteenth Article of the before recited Regulations annexed to the ſaid Treaty, *ad interim*, until ſuch Vacancy or Vacancies ſhall be thereafter filled by ſome Perſon or Perſons appointed by His Majeſty for that Purpoſe.

Commiſſary Judges and Commiſſioners of Arbitration to take the following Oath.

VI. And be it further enacted, That every Commiſſary Judge and Commiſſioner of Arbitration appointed by His Majeſty ſhall, before he ſhall enter upon the Execution of any of the Duties of ſuch his Office, take an Oath, in the Preſence of the principal Magiſtrate then reſiding and acting in the Colony, Settlement or Place, whether belonging to His *Britannic* or His Moſt Catholic Majeſty, in which the Commiſſion ſhall be appointed to reſide; which Oath every ſuch Magiſtrate in any Colony, Settlement or Place belonging to His Majeſty, in which ſuch Court or Commiſſion ſhall be appointed to reſide, is hereby authorized to adminiſter in the Form following; that is to ſay,

'I *A. B.* do ſolemnly ſwear, That I will, according to the beſt of my Skill and Knowledge, act in the Execution of my Office as faithfully, impartially, fairly, and without Preference or Favour, either for Claimants or Captors, or any other Perſons; and that I will, to the beſt of my Judgment and Power, act in purſuance of and according to the Stipulations, Regulations and Inſtructions contained in the Treaty between His Majeſty and His Catholic Majeſty ſigned at *Madrid* on the Twenty third Day of *September* One thouſand eight hundred and ſeventeen.

'So help me GOD.'

Secretary or Regiſtrar to take the following Oath.

And every Secretary or Regiſtrar appointed by His Majeſty under the Proviſions of the Treaty and Regulations and Inſtructions, and of this Act, ſhall, before he enters on the Duties of his ſaid Office, take

take an Oath before the *Britiſh* Commiſſary Judge as aforeſaid, who is hereby empowered to adminiſter the ſame, in the Form following; that is to ſay,

'I *A. B.* do ſolemnly ſwear, That I will, according to the beſt of my Skill and Knowledge, act in the Execution of my Office; and that I will conduct myſelf with Reſpect to the Authority of the Commiſſary Judges and Commiſſioners of Arbitration of the Commiſſion to which I am attached; and will act with Fidelity in all the Affairs which may belong to my Charge, and without Preference or Favour, either for Claimants, or Captors, or any other Perſons. So help me GOD.'

Commiſſary Judges and Secretary or Regiſtrar may adminiſter Oaths.

VII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſary Judges or either of them, or for any ſuch Secretary or Regiſtrar, and they are hereby reſpectively empowered, to adminiſter Oaths to and take the Depoſitions of all Parties, Witneſſes and other Perſons who may come or be brought before them to be examined, or for the Purpoſe of depoſing, in the Courſe of any Proceeding before the ſaid Commiſſary Judges, or before the ſaid Commiſſary Judges and the Commiſſioner of Arbitration, in the Caſes in which ſuch Commiſſioners of Arbitration ſhall act with the ſaid Commiſſary Judges under the ſaid Treaty, Inſtructions or Regulations, or this Act; and it ſhall alſo be lawful for the ſaid Commiſſary Judges and Commiſſioners of Arbitration, in the Caſes aforeſaid, to ſummon before them all Perſons whom they may deem it neceſſary or proper to examine in relation to any Suit, Proceeding or matter or thing under their Cognizance; and to ſend for and iſſue Precepts for the producing of all ſuch Papers as may relate to the Matters in queſtion before them, and to enforce all ſuch Summonſes, Orders and Precepts by ſuch and the like Means, Powers and Authorities as any Court of Vice Admiralty may do.

Commiſſary Judges and Commiſſioners of Arbitration may ſummon Perſons and call for Papers, &c.

Perſons giving falſe Evidence guilty of Perjury.

VIII. And be it further enacted, That every Perſon who ſhall wilfully and corruptly give falſe Evidence in any Examination or Depoſition had, or Affidavit taken, upon or in any Proceeding before the ſaid Commiſſary Judges or Commiſſioners aforeſaid, under the ſaid Treaty, Inſtructions or Regulations, of this Act, ſhall be deemed guilty of Perjury, and being thereof convicted, ſhall be ſubject and liable to all the Puniſhments, Pains and Penalties to which Perſons convicted of wilful and corrupt Perjury are liable; and every ſuch Perſon may be tried for any ſuch Perjury either in the Place where the Offence was committed, or in any Colony or Settlement of His Majeſty near thereto, in which there is a Court of competent Juriſdiction to try any ſuch Offence, or in his Majeſty's Court of King's Bench in *England*; and that in caſe of any Proſecution for ſuch Offence in His Majeſty's ſaid Court of King's Bench, the Venue may be laid in the County of *Middleſex*.

Where tried.

Venue.

Suit pending, or Judgment by Commiſſion, may be pleaded in Bar, or given in Evidence to any Action brought for any thing done under the Treaty.

IX. And be it further enacted, That the Pendency of any Suit or Proceeding, inſtituted before the ſaid Commiſſioners, for the Condemnation or Reſtitution of any Ship or Cargo, or Slaves, taken, ſeized or detained by virtue of the ſaid Treaty, or Inſtructions or Regulations thereto annexed, or the final Adjudication, Condemnation or Judgment or Determination thereupon, may be pleaded in Bar, or given in Evidence under the General Iſſue, and ſhall be and be deemed and adjudged, in any Court whatever, to be a good and complete

complete Bar, in any Action, Suit or Proceeding, whether brought or inſtituted by any Perſon or Perſons for the Recovery of any ſuch Ship, Veſſel or Cargo, or of any Damage, or for any Injury ſuſtained thereby, or by the Perſons on board the ſame, in conſequence of any Capture, Seizure or Detention, or Act, matter or thing done under the Authority or in purſuance of the Proviſions of the ſaid Treaty, or of the Inſtructions or Regulations thereto annexed; any thing in any Act or Acts of Parliament or Law or Laws to the contrary notwithſtanding.

Article in Treaty as to the 400,000l. may be pleaded in bar of any Action for Reſtitution, &c.

X. And be it further enacted, That the Sum of Four hundred thouſand Pounds, ſtipulated to be paid by the ſaid Treaty, and paid and accepted accordingly, as a full Compenſation for all Loſſes ſuſtained by the Subjects of His Catholic Majeſty, on account of Veſſels captured previouſly to the Exchange of the Ratification of the ſaid Treaty, and for the Loſſes which are a neceſſary Conſequence of the Abolition of the ſaid Traffic in Slaves, ſhall be conſidered and taken to be a full Compenſation for all ſuch Loſſes as aforeſaid; and that the ſaid Stipulation, as in this Act recited and contained, may be pleaded in Bar, or given in Evidence upon the General Iſſue, and ſhall be and be deemed and adjudged in every Court whatever to be a good and complete Bar in any and every Action, Suit or Proceeding brought or inſtituted for Reſtitution, or any other matter or thing in relation to any ſuch Capture, or for any Damage or Injury ſuſtained thereby, or in relation thereto, or for any ſuch Loſſes as aforeſaid; any thing contained in any Act or Acts of Parliament to the contrary notwithſtanding.

Proviſo for Juriſdiction of Prize Courts and Courts of Appeal.

XI. Provided always, and be it further enacted, That it ſhall be lawful for the Lords Commiſſioners of Appeal in Prize Cauſes, and for the High Court of Admiralty in all Caſes and Queſtions ariſing out of the ſaid Captures, that may be depending before them, or that may be brought before them on Appeal from any Vice Admiralty Court, according to their reſpective Juriſdictions, to proceed therein; and to hear and determine all Queſtions reſpecting any Right or Intereſt in or to the ſame, to which His Majeſty, or the Captors or Seizors of ſuch Ships, Veſſels or Cargoes, may claim to be entitled, by reaſon of the Capture or Seizure thereof, and the Laws relating thereto, and to enforce their Judgments and Orders therein, by the uſual Proceſs of the ſaid Courts; any thing in this Act to the contrary notwithſtanding.

Proviſo in caſe of Captors not eſtabliſhing their Rights.

XII. Provided alſo, and be it further enacted, That in all ſuch Caſes as aforeſaid, in which the Captors Seizors ſhall not eſtabliſh any Right or Intereſt on their behalf, by reaſon of the Capture thereof, and the Laws relating thereto, it ſhall be lawful for the ſaid Courts reſpectively to order and adjudge the Ships, Veſſels and Cargoes, or the Proceeds thereof, and all and every Part thereof, unto or to which the Captors ſhall not eſtabliſh any Right or Intereſt as aforeſaid, to be delivered or paid, to the Uſe of His Majeſty, to ſuch Perſon or Perſons as the ſaid Commiſſioners of His Majeſty's Treaſury for the time being ſhall appoint to receive the ſame, and to enforce the Delivery or the Payment thereof by the uſual Proceſs of the ſaid Courts reſpectively; any thing in this Act to the contrary notwithſtanding.

Proviſo for Penalties or Proviſions in any Act

XIII. And be it further enacted, That nothing in this Act contained ſhall extend, or be deemed or conſtrued in any wiſe to alter, ſuſpend,

ſuſpend, affect, relax or repeal any of the Clauſes, Penalties, Forfeitures or Puniſhments contained and enacted in any Act or Acts of Parliament made for the Suppreſſion or Prevention of the Slave Trade; but that all ſuch Acts of Parliament, and all Clauſes, Regulations, Penalties, Forfeitures and Puniſhments therein reſpectively contained, ſhall remain in full Force and Virtue; any thing in this Act contained to the contrary notwithſtanding. *for Suppreſſion of the Slave Trade.*

XIV. And be it further enacted, That if any Action or Suit ſhall be commenced, either in *Great Britain* or elſewhere, againſt any Perſon or Perſons, for any thing done in purſuance of the ſaid Treaty, or Inſtructions or Regulations thereto annexed, or of this Act, the Defendant or Defendants in ſuch Action or Suit may plead the General Iſſue, and give this Act as herein recited and the ſpecial Matter in Evidence, at any Trial to be had thereupon, and that the ſame was done in purſuance and by the Authority of the ſaid Treaty, Inſtructions or Regulations, or of this Act; and if it ſhall appear ſo to have been done, the Jury ſhall find for the Defendant or Defendants; and if the Plaintiff ſhall be nonſuited, or diſcontinue his Action after the Defendant or Defendants ſhall have appeared, or if Judgment ſhall be given upon any Verdict or Demurrer againſt the Plaintiff, the Defendant or Defendants ſhall recover Treble Coſts, and have the like Remedy for the ſame as Defendants have in other Caſes by Law. *General Iſſue.* *Treble Coſts.*

CAP. XXXVII.

An Act for further continuing, until the Fifth Day of *July* One thouſand eight hundred and nineteen, an Act of the Forty fourth Year of His preſent Majeſty, to continue the Reſtrictions, contained in ſeveral Acts of His preſent Majeſty, on Payments of Caſh by the Bank of *England*.

[28th *May* 1818.]

'WHEREAS it is highly deſirable that the Bank of *England* ſhould, as ſoon as poſſible, return to the Payment of its Notes in Caſh: And Whereas an Act was paſſed in the Forty fourth Year of the Reign of His preſent Majeſty, intituled *An Act to continue, until Six Months after the Ratification of a Definitive Treaty of Peace, the Reſtrictions contained in ſeveral Acts made in the Thirty ſeventh, Thirty eighth, Forty ſecond and Forty third Years of the Reign of His preſent Majeſty, on Payments of Caſh by the Bank of* England; which Act has by ſeveral ſubſequent Acts been continued until the Fifth Day of *July* One thouſand eight hundred and eighteen: And Whereas unforeſeen Circumſtances, which have occurred ſince the paſſing of the laſt of the ſaid Acts, have rendered it expedient that the ſaid Reſtrictions ſhould be further continued, and that another Period ſhould be fixed for the Termination thereof.' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act ſhall be and the ſame is hereby further continued until the Fifth Day of *July* One thouſand eight hundred and nineteen. *44 G. 3. c. 1.* *continued.*

CAP. XXXVIII.

An Act to extend and render more effectual the present Regulations for the Relief of Seafaring Men and Boys, Subjects of the United Kingdom of *Great Britain* and *Ireland*, in Foreign Parts. [28th *May* 1818.]

11 & 12 W. 3. c. 7. § 18.

'WHEREAS by an Act passed in the Eleventh and Twelfth 'Years of the Reign of King *William* the Third, intituled '*An Act for the more effectual Suppression of Piracy*, it is enacted, 'that in case any Master of a Merchant Ship or Vessel should, after 'the Nine and twentieth Day of *September* One thousand seven 'hundred, during his being Abroad, force any Man on Shore, or 'wilfully leave him behind in any of His Majesty's Plantations or 'elsewhere, or should refuse to bring Home with him again all such 'of the Men which he carried out with him as should be in a Con'dition to return, when he should be ready to proceed in his Home'ward bound Voyage, every such Master should, being thereof 'legally convicted, suffer Three Months' Imprisonment without 'Bail or Mainprize; but no Mode of Prosecution is provided by the 'said Act in case of Offences committed against the same:' For Remedy whereof be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act all Offences committed against the said Act of the Eleventh and Twelfth Years of the Reign of King *William* the Third shall and may be prosecuted by Indictment or Information, at the Suit of His Majesty's Attorney General, in His Majesty's Court of King's Bench at *Westminster*; and that in such Indictment or Information the Offence or Offences shall and may be alleged to have been committed at *Westminster* in the County of *Middlesex*; and that the said Court shall be and the same is hereby authorized to issue a Commission or Commissions for the Examination of Witnesses abroad, and that the Depositions taken under such Commission or Commissions shall be received in Evidence on the Trial of such Indictments and Informations respectively.

Offences against the said Act to be prosecuted by Indictment or Information in the Court of King's Bench at Westminster, &c.

31 G. 2. c. 10. § 27.

II. 'And Whereas by an Act passed in the Thirty first Year 'of the Reign of His late Majesty King *George* the Second, intituled '*An Act for the Encouragement of Seamen employed in the Royal 'Navy, and for establishing a regular Method for the punctual, fre'quent and certain Payment of their Wages, and for enabling them 'more easily and readily to remit the same for the Support of their 'Wives and Families, and for preventing Frauds and Abuses attend'ing such Payments*, it is enacted, that every Master or Person having 'Charge of a Merchant Ship or Vessel that should arrive in Foreign 'Parts, and be Homeward bound from thence to any Port in *Great 'Britain*, should take on board such and so many Seafaring Men or 'Boys, Subjects of *Great Britain*, as should by Shipwreck, Capture 'or other unavoidable Accident, be driven or cast away to, or 'that should be discharged as unserviceable from any of the Ships or 'Vessels of the Royal Navy, at Foreign Parts or Places where 'Governors, Ministers and Consuls appointed by His Majesty, His 'Heirs or Successors, should reside, or where none such are resident,

'where

'where any Two or more *British* Merchants should reside, as the 'said Governors, Ministers, Consuls or Merchants should direct, not 'exceeding Four for each One Hundred Tons of which his Ship 'should consist; but no Penalty or Mode of Prosecution is imposed 'or provided by the said Act in case of Neglect or Refusal to obey 'the Directions therein contained:' For Remedy whereof be it enacted, That from and after the passing of this Act, any Master or Person having the Charge of any Merchant Ship or Vessel belonging to any of His Majesty's Subjects that shall be or arrive in any such Foreign Parts, and be bound from thence to any Port in the United Kingdom of *Great Britain* and *Ireland*, and who shall be required in Writing under the Hand or Hands of any such Governor, Minister, Consul or Merchants, to take on board any such Seafaring Man or Boy, Men or Boys, being a Subject or Subjects of the said United Kingdom, not exceeding the Number mentioned in the said Act, for the Purpose of carrying and conveying him or them to the said Port in the said United Kingdom, and who shall neglect and refuse to take on board or to carry and convey him or them accordingly, shall for every such Offence forfeit and pay the Sum of One hundred Pounds for each and every such Man or Boy whom he shall so refuse or neglect to take on board, and to carry and convey as aforesaid, to be recovered by Information, at the Suit of His Majesty's Attorney General, in His Majesty's Court of King's Bench or Exchequer at *Westminster*; and that in such Information the Offence or Offences shall and may be alleged to have been committed at *Westminster* in the County of *Middlesex*, and that the Court in which such Information shall be brought shall be and the same is hereby authorized to issue a Commission or Commissions for the Examination of Witnesses abroad, and that the Depositions taken under such Commission or Commissions shall be received in Evidence on the Trial of such Information.

Masters of Vessels at Foreign Ports refusing to take on board Seafaring Men being His Majesty's Subjects, not exceeding the Number mentioned in the said Act.

Penalty.

How recovered.

III. And be it further enacted, That if any Master or other Person having Charge of any Merchant Ship or Vessel belonging to any of His Majesty's Subjects shall leave any Seafaring Man or Boy on Shore at any Foreign Port or Place, on account of Sickness or any other Inability to proceed on the Voyage, every such Master or Person having the Charge of such Ship or Vessel shall deliver to the Governor, Minister or Consul, if any there, or if not, then to Two respectable Merchants at such Port or Place, a true and just Account of the Wages due to such Seafaring Man or Boy, and pay the Amount thereof, either in Money, or by a Bill upon the Owner or Owners of such Ship or Vessel, to such Governor, Minister, Consul or Merchants, as the Case may be; and in default of his so doing, or in case of the Owner or Owners not accepting and paying such Bill when due, such Owner or Owners shall be liable to an Action for the Amount, with Interest at the Rate of Five Pounds *per Centum per Annum*, to be brought in any of His Majesty's Courts of Record at *Westminster* or *Dublin*, or in His Majesty's Court of Exchequer in *Scotland*, at the Suit of the Holder or Holders of such Bill, as for Money had and received by such Owner or Owners to his or their Use; but, in case of Payment of such Wages being duly made as required by this Act, the same, when received by the said Governor, Minister, Consul or Merchants, as the Case may be, shall be applied by him or them towards the Payment of any Hospital Ex-

Regulations to be observed in case of leaving Seafaring Men at Foreign Ports on Account of Sickness.

pences of such Seafaring Man or Boy as aforesaid, (except the Charges for his Subsistence,) and also towards the Payment of the Expences of Clothing, Bedding or other Necessaries that may be supplied to him, and the Remainder (if any) shall be paid to such Seafaring Man or Boy.

Masters neglecting to deliver an Account of Wages due to such Seafaring Persons.

IV. And be it further enacted, That if any such Master or other Person having Charge of any such Ship or Vessel, and leaving any such Seafaring Man or Boy on Shore as aforesaid, shall neglect or refuse to deliver a just and true Account of the Wages due to such Seafaring Man or Boy as aforesaid, and to pay the Amount thereof, in Money, or by such Bill as aforesaid; or shall deliver a false Account of such Wages or Pay, less than the full and true Amount thereof in manner aforesaid; every such Master or other Person so offending shall for every such Offence forfeit and pay the Sum of Twenty Pounds, to be recovered with full Costs of Suit by any Person or Persons who will sue for the same by Action of Debt, Bill, Plaint or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Wager of Law or more than One Imparlance shall be allowed; and that in such Action, Bill, Plaint or Information, it shall be sufficient to allege that the Offence or Offences was or were committed at *Westminster* in the County of *Middlesex*; and that the Court in which such Action, Bill, Plaint or Information is brought, shall be and the same is hereby authorized to issue a Commission or Commissions for the Examination of Witnesses Abroad, and that the Depositions taken under such Commission or Commissions shall be received in Evidence on the Trial of such Action, Bill, Plaint or Information respectively.

Penalty 20l.

CAP. XXXIX.

An Act to explain and amend an Act passed in the Fifty sixth Year of the Reign of His present Majesty, for amending the Law of *Ireland* respecting the Recovery of Tenements from absconding, overholding, and defaulting Tenants, and for the Protection of the Tenant from undue Distress.

[28th *May* 1818.]

56 G. 3. c. 88.

'WHEREAS an Act passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act to amend the Law of* Ireland *respecting the Recovery of Tenements from absconding, overholding and defaulting Tenants, and for the Protection of the Tenant from undue Distress*: And Whereas Doubts have arisen whether a Tenement which has been held by a Tenant at the precise Rent of Twenty Pounds by the Year is within the Provisions of the said Act;' For Removal thereof, be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That in all Cases where any Tenement shall have been held at a Rent of Twenty Pounds by the Year, it shall be lawful to proceed respecting the said Tenement in the same manner as by the said Act is provided with respect to any Tenement which shall have been held at a less Rent than Twenty Pounds by the Year.

Proceedings may be instituted against Tenants of 20l. a Year.

II. 'And Whereas it hath been usual in Proceedings by Way of Civil Bill to insert the Civil Bill in the Process served upon the Defendant,

'Defendant, but it hath been doubted whether it is not neceſſary in 'Proceedings under the ſaid Act to file the Civil Bill with the Clerk 'of the Peace previous to ſerving Proceſs upon the Defendant: And 'Whereas it is reaſonable that the Proceedings by Way of Civil Bill 'under the ſaid Act ſhould be conformable, as nearly as poſſible, to 'Proceedings by Way of Civil Bill in other Caſes;' Be it therefore further enacted, That in all Caſes falling within the Proviſions of the ſaid Act, the Service of the Civil Bill and Proceſs thereon, in ſuch Forms as are contained in the Schedule to this Act annexed, or in any other Forms to the like Effect, ſhall be as valid and effectual, to all Intents and Purpoſes, as the Service of any Civil Bill and Proceſs thereupon now by Law is in any other Proceeding by Way of Civil Bill.

Proceedings by way of Civil Bill valid in Caſes under the ſaid Act.

III. 'And Whereas in Proceedings under the ſaid Act for the 'Recovery of the Poſſeſſion of Lands or Tenements, Doubts have 'ariſen as to the Admiſſibility or Sufficiency in certain Caſes of the 'Affidavit of the Landlord or Leſſor or his Agent, for aſcertaining 'the Amount of Rent due;' For Removal thereof, be it enacted, That in all Proceedings under the ſaid Act, ſuch Affidavit ſhall be as admiſſible, and to all Intents and Purpoſes of the like Force and Efficacy, as it would have been if the Proceeding had been by Action of Ejectment.

Affidavits of Landlords or their Agents admiſſible.

IV. 'And Whereas it is reaſonable that in Proceedings for the 'Recovery of the Poſſeſſion of Lands or Tenements under the Pro-'viſions of the ſaid Act, the Power of enforcing the Attendance of 'Witneſſes, whether on the Part of the Plaintiff or Defendant, ſhould 'be the ſame as if the Proceeding had been by Action of Ejectment;' Be it therefore enacted, That in all ſuch Proceedings as aforeſaid, the Proceſs *ad Teſtificandum*, ſigned by the Clerk of the Peace, ſhall contain the ſame Penalty, and be of the ſame Efficacy, for the Purpoſe of compelling the Attendance of any Witneſs, whether ſuch Witneſs ſhall reſide within the County or not, as any *Subpœna ad Teſtificandum* which might or could be ſued out if the Proceeding had been by Action of Ejectment.

Attendance of Witneſſes.

V. 'And Whereas it is reaſonable, in Caſes where it may happen 'that the Aſſiſtant Barriſter of any County, or the Chairman of the 'Seſſion of the Peace of the County of *Dublin*, or the Recorder of 'the County of the City of *Dublin*, is the Landlord or Leſſor of any 'Tenement within his own Juriſdiction, that Proviſion ſhould be made 'for extending to ſuch Landlord or Leſſor the Benefits of the ſaid 'Act;' Be it therefore enacted, That in every ſuch Caſe it ſhall and may be lawful for ſuch Landlord or Leſſor to proceed by Way of Civil Bill reſpecting ſuch Tenement, before any Judge of Aſſize who ſhall preſide in the Civil Court of the County wherein ſuch Tenement is ſituate, in the ſame manner as any other Leſſor or Landlord might proceed, reſpecting any other Tenement, before ſuch Aſſiſtant Barriſter, Chairman or Recorder, as the Caſe may be.

Aſſiſtant Barriſter, or Chairman of Seſſions, &c. being a Landlord in his own Juriſdiction, may proceed by way of Civil Bill before Judge of Aſſize.

VI. And be it further enacted, That an Appeal ſhall lie from any Decree of ſuch Judge, upon ſuch Civil Bill, to the next going Judge of Aſſize, in the ſame manner, and ſubject to the ſame Reſtrictions, Conditions and Limitations, as if the Decree had been pronounced by an Aſſiſtant Barriſter.

Appeal.

VII. 'And Whereas the Trouble of the Aſſiſtant Barriſters, 'Chairman of the Seſſions of the Peace, and Recorder, and of the

'Clerks

'Clerks of the Peace, and of the Attornies of the Parties, is much 'greater in Proceedings for the Recovery of the Poſſeſſion of Lands 'and Tenements under the Proviſions of the ſaid Act, than in Caſes 'of other Civil Bills; and it is reaſonable that the Fees of the ſaid 'Perſons upon ſuch Proceedings ſhould be increaſed;' Be it there-

Fees to be taken by Aſſiſtant Barriſter, &c.

fore further enacted, That the ſeveral Fees and Sums following, and no greater Sums, ſhall be charged and taken from any Perſon ſuing or being ſued upon any Civil Bill brought for the Recovery of the Poſſeſſion of any Lands or Tenements:

	£.	s.	d.
To the Aſſiſtant Barriſter, Chairman or Recorder, upon the Entry of the Civil Bill	—	5	—
Upon every Affidavit	—	—	6½
Upon every Recognizance and Bail taken on an Appeal	—	1	1
For ſigning a Renewal	—	—	6½
For ſigning a Decree or Diſmiſs	—	5	—
But no Charge to be made on the Second Copy thereof.			
For every Bill of Coſts, where the ſame is actually taxed by him between Attorney and Client	—	2	6
To the Clerk of the Peace entering the Cauſe	—	—	6½
For ſigning, entering and recording every Decree or Diſmiſs	—	1	1
For ſigning and entering every Renewal	—	—	4
For entering the Verdict of a Jury	—	—	6
For the Recognizance of Bail and Certificate of Appeal lodged	—	—	6
To the Plaintiff's Attorney, in lieu of all other Charges for taking Inſtructions, drawing the Proceſs, drawing Affidavit to verify entering the Cauſe, preparing for and attending the hearing and drawing up the Decree	1	2	9
To the Plaintiff's Attorney, for attending, drawing and obtaining the Magiſtrate's Certificate, where the Proceeding is for Recovery of Lands or Premiſes abandoned	—	10	—
To the Defendant's Attorney, in lieu of all other Charges, for taking Inſtructions, preparing for and attending the hearing and drawing up the Diſmiſs, if the ſame ſhall be neceſſary	1	2	9
To the Attorney, for drawing or filling every Renewal, and drawing or filling up the Affidavit to obtain ſuch Renewal	—	—	6½
To the Sheriff for returning a Jury	—	1	—
For every Special Warrant granted at the Peril of the Party requiring the ſame	—	1	—
To any Witneſs attending on behalf of either Party, provided ſuch Witneſs ſhall have been brought by Proceſs *ad Teſtificandum* from ſome Place not within the Diſtrict where ſuch Trial ſhall be held, ſuch Viaticum as ſhall appear to the Court to be reaſonable: Provided always, that it ſhall be lawful for any Attorney to charge to any Client the Expences of employing Counſel in caſe ſuch Attorney ſhall have received written Directions for that Purpoſe from ſuch Client; no Charge however for ſuch Purpoſe to be allowed on the Taxation of Coſts between Party and Party.			

No Sum to be allowed for

VIII. And be it further enacted, That no Sum ſhall be allowed to the Plaintiff's Attorney, for any Searches for Incumbrances affecting

ing the Lands and Tenements, unleſs he ſhall have received Directions in Writing, from the Plaintiff or his Land Agent, authorizing him to make the ſame. Searches, unleſs ordered in Writing.

IX. And be it further enacted, That it ſhall and may be lawful for the Aſſiſtant Barriſter, Chairman or Recorder, as the caſe may be, and he is hereby required, on the Requeſt of either Party or his Attorney, to tax the Coſts between Party and Party, and to include the ſame in the Decree or Diſmiſs, as the caſe may be; and further, on the like Requeſt, to tax Coſts between Attorney and Client, upon any Proceedings that ſhall have been taken or may hereafter be taken for the Recovery of the Poſſeſſion of Lands or Tenements under the Proviſions of the ſaid recited Act or this Act, receiving for each ſuch Taxation the Sum of Two Shillings and Sixpence and no more; and that no Clerk of the Peace ſhall have any Power to tax the ſame; and that no Attorney ſhall be entitled to recover any Sum againſt any Client for or by reaſon of any Proceedings under this Act or the ſaid recited Act, or any Preparation for ſuch Proceedings, unleſs the ſame ſhall have been previouſly taxed in manner herein provided. Aſſiſtant Barriſters, &c. to tax Coſts of Suit. Fee. Clerk of the Peace not to Tax. No Attorney entitled to recover until Coſts are taxed.

X. And be it further enacted, That upon ſuch Taxation it ſhall and may be lawful for the ſaid Aſſiſtant Barriſter, Chairman or Recorder, as the caſe may be, and he is hereby required to examine upon Oath (which Oath he is hereby authorized to adminiſter) the Attorney ſeeking to charge ſuch Client, as to all matters and things which it may appear to the ſaid Aſſiſtant Barriſter neceſſary to aſcertain for the due Taxation of the ſaid Coſts. Aſſiſtant Barriſter, &c. to examine the Attorney upon Oath.

XI. And be it further enacted, That the Forms in the Schedule to this Act annexed, marked A., B., C. and D., or any other Forms to the like Effect, may be uſed in the reſpective Caſes in the ſaid Schedule mentioned, as and for the Civil Bills and Proceſs; and that the Forms in the ſaid Schedule marked E., F. and G., or any other Forms to the like Effect, may be uſed in the reſpective Caſes in the ſaid Schedule mentioned, as and for the Decrees of the ſaid Aſſiſtant Barriſters, Chairman or Recorder, as the caſe may be; and that the Form marked H., or any other Form to the like Effect, may be uſed by the Magiſtrates in the ſaid Act mentioned, as and for a Certificate of Deſertion; and that the Form marked I., or any other Form to the like Effect, may be uſed for the Affidavit aſcertaining the Rent due, to enable the Magiſtrate to grant the ſaid Certificate. Forms to be uſed in Proceedings under this Act and 56 G. 3. c. 88.

The SCHEDULE to which this ACT refers.

A.

FORM of a CIVIL BILL, to be uſed where the Tenant has deſerted the Premiſes.

County of / Diviſion of } BY the Aſſiſtant Barriſter at the Quarter Seſſions of the Peace for the ſaid Diviſion of the ſaid County:

Plaintiff / Defendant } WHEREAS the Defendant holds all that and thoſe in the Pariſh of and Barony of and in the ſaid Diviſion of in the ſaid County, as Tenant to the Plaintiff under a Demiſe thereof made the Day of in the Year of our Lord One thouſand eight hundred and for the Term

Term of which is ſtill in being, at the Yearly Rent of And Whereas the Sum of for Rent of the ſaid Premiſes, ending on the Day of laſt paſt, became and was due by the ſaid Defendant to the ſaid Plaintiff, and ſtill remains ſo due after all fair and juſt Allowances whatſoever: And Whereas the ſaid Defendant, on the Day of in the Year of our Lord One thouſand eight hundred and deſerted the ſaid Premiſes and abandoned the ſame, and did not leave ſufficient Diſtreſs thereon to countervail the Rent ſo due for the ſame, and ſuch ſufficient Diſtreſs cannot be had to countervail the Rent ſo due

The Defendant is therefore hereby required perſonally to be and appear before the ſaid Aſſiſtant Barriſter, at in the Diviſion aforeſaid, in the ſaid County, on the Day of next, at a Quarter Seſſions to be then and there holden for ſaid Diviſion of ſaid County, to anſwer the Plaintiff's Bill brought by him for Recovery of the Poſſeſſion of the Premiſes, by reaſon of the matters aforeſaid, and by virtue of the Statutes in that caſe made and provided; or in default thereof, the ſaid Aſſiſtant Barriſter will proceed as to Juſtice ſhall appertain. Dated this Day of in the Year One thouſand eight hundred and

Signed on behalf of the Plaintiff,

Attorney.

To the Defendant,

B.

FORM of a CIVIL BILL, to be uſed where the Tenant's Intereſt is determined, and Poſſeſſion has been demanded by the Landlord in Perſon.

County of
Diviſion of } BY the Aſſiſtant Barriſter at the Quarter Seſſions of the Peace for the ſaid Diviſion of the ſaid County.

Plaintiff
Defendants } WHEREAS One of the Defendants, lately held all that and thoſe in the Pariſh of and Barony of and in the Diviſion of aforeſaid, in the ſaid County, as Tenant to the Plaintiff, under a Demiſe thereof made the Day of in the Year of our Lord One thouſand eight hundred and for the Term of at the Yearly Rent of which Demiſe determined on the Day of laſt, by And Whereas the ſaid Plaintiff after the Determination, of the ſaid Demiſe, to wit, on the Day of now laſt paſt, duly demanded the Poſſeſſion of the ſaid Premiſes, and a Delivery of the ſaid Poſſeſſion to him; and the ſaid Poſſeſſion and the Delivery thereof have and hath been withheld, and the ſeveral Defendants are reſpectively in Poſſeſſion of the Premiſes, and no other Perſon is in Poſſeſſion of any Part thereof: The Defendant therefore, and all Perſons

Perſons claiming to have any Intereſt in the ſaid Premiſes, are hereby required perſonally to be and appear before the ſaid Aſſiſtant Barriſter, at in the Diviſion of aforeſaid, in the ſaid County, on the Day of next, at a Quarter Seſſions to be then and there holden for the ſaid Diviſion of ſaid County, to anſwer the Plaintiff's Bill brought by him for the Recovery of the Poſſeſſion of the Premiſes, by reaſon of the matters aforeſaid, and by virtue of the Statute in that caſe made and provided; or in default thereof, the ſaid Aſſiſtant Barriſter will proceed as to Juſtice ſhall appertain. Dated this Day of in the Year One thouſand eight hundred and

Signed on behalf of the Plaintiff,
Attorney.

To the Defendant,

C.

FORM of a CIVIL BILL where the Tenant's Intereſt is determined, and Poſſeſſion has been demanded by a Bailiff or Receiver.

County of
Diviſion } BY the Aſſiſtant Barriſter at the Quarter Seſſions of the Peace for the ſaid Diviſion of the ſaid County:

Plaintiff
Defendants } WHEREAS One of the Defendants, lately held all that and thoſe in the Pariſh of and Barony of and in the Diviſion of aforeſaid, in the ſaid County, as Tenant to the Plaintiff, under a Demiſe made thereof the Day of in the Year of our Lord One thouſand hundred and for the Term of at the yearly Rent of which Demiſe determined on the Day of laſt paſt by And Whereas the Bailiff and Receiver of the ſaid Plaintiff, after the Determination of the ſaid Demiſe, to wit, on the Day of now laſt paſt, duly demanded the Poſſeſſion of the ſaid Premiſes, and a Delivery of the ſaid Poſſeſſion to him as ſuch Bailiff and Receiver of the ſaid Plaintiff, and the ſaid Poſſeſſion and the Delivery thereof have and hath been withheld, and the ſeveral Defendants are reſpectively in Poſſeſſion of the Premiſes, and no other Perſon is in Poſſeſſion of any Part thereof: The Defendants therefore, and all Perſons having or claiming any Intereſt in the Premiſes in Queſtion, are hereby required perſonally to be and appear before the ſaid Aſſiſtant Barriſter at in the Diviſion of aforeſaid, in the ſaid County, on the Day of next, at a Quarter Seſſions to be then and there holden for the ſaid Diviſion of the ſaid County, to anſwer the Plaintiff's Bill, brought by him for the Recovery of the Poſſeſſion of the Premiſes, by reaſon of the matters aforeſaid, and by virtue of the Statutes in that caſe made and provided; or in default thereof, the ſaid Aſſiſtant Barriſter will proceed as to Juſtice ſhall appertain. Dated

Dated this Day of in the Year One thouſand eight hundred and

Signed on behalf of the Plaintiff,

Attorney.

To the Defendant,

D.

FORM of a CIVIL BILL to be uſed where a Year's Rent is in Arrear.

County of
Diviſion of } BY the Aſſiſtant Barriſter at the Quarter Seſſions of the Peace for the ſaid Diviſion of ſaid County:

Plaintiff
Defendants } WHEREAS One of the Defendants, holds all that and thoſe in the Pariſh of and Barony of and in the Diviſion of aforeſaid, in the ſaid County, as Tenant to the Plaintiff, under a Demiſe thereof made the Day of in the Year of our Lord One thouſand hundred and for the Term of which is not yet expired, at the yearly Rent of payable in equal Gales, on every during the ſaid Term: And Whereas the Sum of for Rent of the ſaid Premiſes, ending on the Day of laſt paſt, became and was due by ſaid Defendant to the ſaid Plaintiff, and thereof, being One full Year's Rent ſtill remains due thereon: And Whereas the ſeveral other Defendants reſpectively are in actual Poſſeſſion of the Premiſes, or have reſpectively Intereſts therein under Deeds and Inſtruments duly regiſtered, and creating ſuch Intereſts reſpectively, and no other Perſon, ſave the Defendants or ſome of them, is in ſuch Poſſeſſion or appear to have any ſuch Intereſt:

The Defendants therefore, and all Perſons having or claiming any Intereſt in the ſaid Premiſes, are hereby required perſonally to be and appear before the ſaid Aſſiſtant Barriſter, at in the Diviſion of aforeſaid, in the ſaid County, on the Day of next, at a Quarter Seſſions to be then and there holden for the ſaid Diviſion of ſaid County, to anſwer the Plaintiff's Bill brought by him for Recovery of the Poſſeſſion of the Premiſes, by reaſon of the matters aforeſaid, and by virtue of the Statutes in that caſe made and provided; or in default thereof the ſaid Aſſiſtant Barriſter will proceed as to Juſtice ſhall appertain. Dated this Day of in the Year One thouſand eight hundred and

Signed on behalf of the Plaintiff,

Attorney.

To the Defendant,

FORM

E.

FORM of a DECREE where the Civil Bill is grounded on the Deſertion of the Premiſes.

County of } BY the Affiſtant Barriſter of the Seſſions for
Diviſion of } the County of

Plaintiff } IT appearing to the Court that the Plaintiff
Defendants } cauſed a Civil Bill to be filed againſt the Defendant, praying to be put into Poſſeſſion of
ſituate, lying and being in the Pariſh of
and in the Barony of and County of
containing or thereabouts, in the Poſſeſſion of the Defendant; which Civil Bill was brought purſuant to the Statute in ſuch caſe made and provided, on the ground that the Tenant had deſerted the ſaid Premiſes; and it appearing by the Certificate of and Eſquires, Two of His Majeſty's Juſtices of the Peace for ſaid County, that they had together gone to and viewed ſaid Premiſes, and that the ſame were deſerted and left unoccupied by the Defendant, and that there was not any Diſtreſs thereon ſufficient to countervail the Arrear of Rent then due thereout; upon due Proof thereof, and that Proceſs on ſaid Civil Bill, and alſo a Copy of ſaid Certificate was duly ſerved, requiring the Defendant to appear at theſe preſent Seſſions to anſwer ſaid Bill; and it appearing that £ being Years' Rent of ſaid Premiſes, was juſtly due and owing by Defendant to Plaintiff, after all fair and juſt Allowances, and that ſaid Premiſes were deſerted and left unoccupied by the Defendant, and that there was not any Diſtreſs on the ſame to ſatisfy ſaid Rent: It is therefore ordered and decreed by the Court, That the Plaintiff be put into the Poſſeſſion of ſaid Premiſes, and the Sheriff of the County of is hereby commanded to put the Plaintiff into the Poſſeſſion thereof, purſuant to the Statute in ſaid caſe made and provided; and it is further ordered and decreed by the Court, That the Plaintiff do recover from the Defendant Pounds Shillings and Pence, Coſts; and the ſeveral Sheriffs of the reſpective Counties within this Kingdom of *Ireland* are hereby commanded, notwithſtanding any Liberty within their Bailiwicks, to execute the ſame, and take in Execution the Body [*or* Bodies, *or* Goods, *as the Caſe may be*] of the Defendant, to ſatisfy the ſaid Coſts. Dated at this Day of

Witneſs preſent,

Affiſtant Barriſter for
the ſaid County.

Clerk Peace for the
ſaid County.

Attorney for the Plaintiff.

FORM of the SHERIFF'S WARRANT on the above Decree, to a Special Bailiff of the Plaintiff's Nomination.

County of } I authorize and empower and
to wit. } or either of them, and
their

their Affiſtants, Special Bailiffs, at the Plaintiff's Peril to execute the above Decree. Given under my Hand and Seal, this Day of

(Seal.) Sheriff for the ſaid County.

F.

FORM of a DECREE where the Civil Bill is grounded on the overholding of the Tenant.

County of } BY the Affiſtant Barriſter at the Seſſions for
Diviſion of } the County of

Plaintiff } IT appearing to the Court, that the Plaintiff
Defendants } cauſed a Civil Bill to be filed againſt the Defendant, praying to be put into the Poſſeſſion of ſituate in the Pariſh of and Barony of and County of containing or thereabouts, in the Poſſeſſion of the Defendant; which Civil Bill was brought purſuant to the Statute in ſuch caſe made and provided, on the ground that the Tenant overheld the ſaid Premiſes; and it appearing to the Court, that Proceſs on ſaid Civil Bill was duly ſerved, requiring the Defendants and all others having or claiming to have Intereſt in the Premiſes, in ſaid Bill mentioned, requiring them to appear at theſe preſent Seſſions to anſwer ſaid Bill; and it appearing that ſaid Premiſes were held by Defendant from Plaintiff at the yearly Rent of and that Defendant's Intereſt determined on the Day of laſt, by a Notice to quit, heretofore ſerved on the Defendant, requiring him to deliver up the Poſſeſſion thereof to Plaintiff, on the ſaid Day of laſt [*or ſetting forth any other Mode of Determination, as the Caſe may be*], notwithſtanding which the Defendant refuſed to deliver up the Poſſeſſion thereof to Plaintiff though demanded: It is therefore ordered and decreed by the Court, That the Plaintiff be put into the Poſſeſſion thereof, purſuant to the Statute in that caſe made and provided; and it is further ordered and decreed by the Court, That the Plaintiff do recover from the Defendant Pounds Shillings and Pence, Coſts; and the ſeveral Sheriffs of the reſpective Counties within this Kingdom of *Ireland* are hereby commanded, notwithſtanding any Liberty within their Bailiwicks, to execute the ſame, and take in Execution the Body [*or* Bodies, *or* Goods, *as the Caſe may be*] of the Defendant, to ſatisfy the ſaid Coſts. Dated at this Day of

Witneſs preſent, Affiſtant Barriſter for
Clerk Peace for the the ſaid County.
ſaid County.

Attorney for the Plaintiff.

FORM

FORM of the SHERIFF'S WARRANT on the above Decree, to a Special Bailiff of the Plaintiff's Nomination.

County of } I authorize and empower
to wit. } and or either of them, and their Aſſiſtants, Special Bailiffs, at the Plaintiff's Peril to execute the above Decree. Given under my Hand and Seal, this Day of

(Seal.) Sheriff for the ſaid County.

G.

N° FORM of a DECREE where the Civil Bill is grounded on Nonpayment of Rent.

County of } BY the Aſſiſtant Barriſter at the Seſſions
Diviſion of } for the County of

Plaintiff } IT appearing to the Court that the Plaintiff
Defendant } cauſed a Civil Bill to be filed againſt the Defendant, praying to be put into the Poſſeſſion of ſituate, lying and being in the Pariſh of and Barony of and County of containing by Eſtimation or thereabouts, in the Poſſeſſion of the Defendant, which Civil Bill was brought purſuant to the Statute in ſuch caſe made and provided, on the ground that a Year's Rent was in arrear and unpaid; and it appearing to the Court, that Proceſs on ſaid Civil Bill was duly ſerved, requiring the Defendant and all others having or claiming to have Intereſt in the Premiſes in ſaid Bill mentioned, requiring them to appear at theſe preſent Seſſions to anſwer ſaid Bill; upon due Proof thereof, and that ſaid Premiſes were held by Defendant from Plaintiff, at the yearly Rent of and that the Defendant was indebted to the Plaintiff in the Sum of , being for One whole Year's Rent and Arrear of Rent of ſaid Premiſes, due and ending the Day of laſt, after all juſt and fair Allowances: It is therefore ordered by the Court, That the Plaintiff be put into the Poſſeſſion of ſaid Premiſes, and the Sheriff of the County of is hereby commanded to put the Plaintiff into the Poſſeſſion thereof, purſuant to the Statute in ſuch caſe made and provided; and it is further ordered and decreed by the Court, That the Plaintiff do recover from the Defendant Pounds Shillings and Pence, Coſts; and the ſeveral Sheriffs of the reſpective Counties within this Kingdom of Ireland are hereby commanded, notwithſtanding any Liberty within their Bailiwicks, to execute the ſame, and take in Execution the Body [*or* Bodies, *or* Goods, *as the Caſe may be*] of the Defendant, to ſatisfy the ſaid Coſts. Dated at this Day of

Witneſs preſent, Aſſiſtant Barriſter for
Clerk Peace for the the ſaid County.
ſaid County.

Attorney for the Plaintiff.

FORM of the SHERIFF'S WARRANT on the above Decree, to a Special Bailiff of the Plaintiff's Nomination.

County of to wit. } I authorize and empower and or either of them, and their Aſſiſtants, Special Bailiffs, at the Plaintiff's Peril to execute the above Decree. Given under my Hand and Seal, this Day of

(Seal.) Sheriff for the ſaid County.

H.

MAGISTRATE'S CERTIFICATE.

County of to wit. } WE and Two of His Majeſty's Juſtices of the Peace for ſaid County, having been called upon by and at his Requeſt having together gone to and viewed all that Part of the Lands of ſituate, lying and being in the Pariſh of and Barony of and County of in the Poſſeſſion of as Tenant thereof, containing Acres, Roods and Perches, or thereabouts, on the Day of between the Hours of Ten o'Clock in the Forenoon and Four o'Clock in the Afternoon of the ſaid Day, do certify, That the Premiſes aforeſaid then appeared to us to be deſerted and left unoccupied by the ſaid and that there is not any Diſtreſs on the ſame ſufficient to countervail the Arrear of Rent, being One Half Year's Rent, aſcertained by the Affidavit of *A. B.* the Landlord thereof [*or*, the Bailiff of the Landlord thereof, *as the Caſe may be*] now due thereout, after all juſt and fair Allowances. Given under our Hands and Seals, this Day of

To the Aſſiſtant Barriſter for the County of } (Seal.)

(Seal.)

Witneſs preſent,

I.

AFFIDAVIT of RENT to enable the Magiſtrates to grant the above Certificate.

County of to wit. } Landlord, [*or*, Bailiff to the Landlord, *as the Caſe may be*] of the Lands and Tenements hereinafter mentioned, maketh Oath, and ſaith, That of in the County of is juſtly and fairly indebted to in the Sum of being for a Year's Rent of his holding, [*deſcribing it as in Civil Bill,*] under due and ending the Day of laſt, after all juſt and fair Allowances: And Deponent ſaith, That the ſaid Sum, or any Part thereof, hath not been tendered or paid to by the ſaid or by any Perſon or Perſons on his behalf.

Sworn before me, this Day of

CAP.

CAP. XL.

An Act to continue the Laws now in force relating to Yeomanry Corps in *Ireland*. [28th *May* 1818.]

'WHEREAS an Act was made in the Forty third Year of His present Majesty's Reign, intituled *An Act for authorising the billetting of such Troops of Yeomanry and Volunteer Cavalry as may be desirous of assembling for the Purpose of being trained together, in* Great Britain *and* Ireland; *and for subjecting to Military Discipline, during the War, such Serjeants serving in any Volunteer or Yeomanry Corps of Cavalry or Infantry as receive constant Pay, and all Trumpeters, Drummers or Bugle Men serving therein, and receiving Pay at any Daily or Weekly Rate; and for the further regulating of such Yeomanry and Volunteer Corps;* which Act was to continue and be in force during the Continuance of the War, and until Six Months after the Ratification of a Definitive Treaty of Peace with *France:* And Whereas, by an Act made in the Fifty fourth Year of His present Majesty, so much of the said recited Act as relates to such Troops or Corps in *Ireland* was continued; and by an Act made in the Fifty sixth Year of the Reign of His present Majesty, so much of the said recited Act of the Forty third Year as relates to such Troops or Corps in *Ireland* was further continued and amended, and is in force until the End of this present Session of Parliament; and it is expedient that the same should be further continued;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act of the Forty third Year of His Majesty's Reign, so far as relates to any such Troops or Corps in *Ireland*, and also the said Act of the Fifty sixth Year of His Majesty's Reign, so far as the same amends the said Act of the Forty third Year, shall be and remain in force from the time of the passing of this Act, until the Expiration of One Year next after the passing of this Act, and from thence until the End of the then next Session of Parliament; and that all such Provisions and Regulations in the said recited Act of the Forty third Year contained, so far as relates to such Troops or Corps in *Ireland*, as by the said Act are applied during War, or during the Continuance of War, or during the Continuance of the War, and until Six Months after the Ratification of such Definitive Treaty of Peace, shall be in force as amended by this Act during the Continuance of the said recited Acts as aforesaid.

43 G. 3. c. 121.

56 G. 3. c. 72.

so far as herein expressed, further continued.

CAP. XLI.

An Act to amend an Act made in the Fifty sixth Year of His present Majesty, for regulating and securing the Collection of the Duties on Paper in *Ireland*, and to allow a Drawback of the Duty on Paper used in printing certain Books at the Press of *Trinity College, Dublin*. [28th *May* 1818.]

'WHEREAS it is expedient to amend, in manner hereinafter mentioned, an Act made in the Fifty sixth Year of His present Majesty's Reign, intituled *An Act for the better regulating and securing the Collection of the Duties on Paper in* Ireland, *and to*

56 G. 3. c. 78.

'*prevent Frauds therein*;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Commencement of this Act, in lieu and inſtead of any Charge under the ſaid recited Act on any Paper Maker in *Ireland*, in reſpect of each and every Engine kept or uſed by ſuch Paper Maker, every Paper Maker in *Ireland* ſhall, for and in reſpect of each and every Engine kept or uſed by ſuch Paper Maker for the making of Paper of any Sort or Kind whatſoever, or which ſhall be employed in preparing any Stuff for making Paper of any Sort or Kind whatſoever, be charged with and ſhall pay, for each and every Calendar Month, in the Proportion and at the Rate of Twelve Shillings and Sixpence *Britiſh* Currency for each and every Cubic Foot of the computed Content of each and every ſuch Engine, to be aſcertained according to the greateſt Length, Depth and Breadth thereof, ſuch Depth to be taken from the Centre of the Spindle of the Roller of each ſuch Engine, if the Depth of ſuch Engine ſhall be the greateſt at that Part, or otherwiſe in ſuch other Part of ſuch Engine where the Depth thereof ſhall be the greateſt, and ſuch computed Content ſhall be without any Allowance or Deduction whatſoever for or on account of any Peculiarity of Shape or Form of ſuch Engine, or of any Machinery or other matter or thing which ſhall or may be contained therein, or on any other Account; and which ſaid Rate or Sum ſhall be charged and chargeable, and paid and payable, as and for the Duty in reſpect of the Quality and Weight of ſuch Quantity of Paper as may be produced from any ſuch Engine within each ſuch Calendar Month as aforeſaid.

Inſtead of the Charge under the ſaid Act, Paper Makers to pay at the Rate of 12s. 6d. Britiſh per Month for every Cubic Foot of the Engines uſed by them.

How ſuch Rate charged and paid.

Officer to make a Return to the Collector of the Amount of the Monthly Rate, and alſo of the Quantity, Quality and Weight of Paper, and of the Duty thereon.

II. And be it further enacted, That the Officer or Officers of Exciſe in Charge of any Paper Mill of any Paper Maker in *Ireland* ſhall, within Ten Days after the Fifth Day of every Month, while any Engine or Engines of any Paper Maker ſhall be working, or ſhall be by Law chargeable as working, make a Return to the Collector of Exciſe, or other Officer in Charge of the Collection of the Diſtrict in which ſuch Paper Mill ſhall be ſituate, of the Amount of the Monthly Rate or Sum hereby directed to be charged for the Month ending on ſuch Fifth Day of the Month, in reſpect of all and every Engine or Engines kept or uſed by ſuch Paper Maker at any Time in each and every ſuch Month, and alſo of the Quantity, Quality and Weight of all ſuch Sorts of Paper, if any, which ſhall have been weighed at ſuch Mill in the Courſe of ſuch Month, and of the Duty chargeable thereon in reſpect of the Quality and Weight of ſuch Paper; and every ſuch Return ſhall be a Charge on the Paper Maker to the Amount of the Monthly Rate or Sum payable under this Act in reſpect of all and every ſuch Engine or Engines, in caſe there ſhall not have been any Paper of any Sort whatever weighed at ſuch Mill in ſuch Month, or in caſe the Duty chargeable in reſpect of the Quality and Weight of the Paper which ſhall have been weighed at ſuch Mill in ſuch Month ſhall be leſs than the Rate or Sum chargeable as aforeſaid for all and every ſuch Engine or Engines for ſuch Month, and every ſuch Paper Maker ſhall pay the Sum ſo charged and returned; and in caſe the Duty chargeable in reſpect of the Quality and Weight of all Paper of every Claſs, Denomination and Kind ſpecified in ſuch Return as weighed within ſuch Month,

Such Return a Charge on Maker.

ſhall amount to or exceed the Amount of the Rate or Sum payable in reſpect of all and every ſuch Engine or Engines as aforeſaid, or in caſe any Engine or Engines ſhall not be chargeable in any Month, then the Return of the Officer ſhall be a Charge on ſuch Paper Maker for the Amount of the Duty ſo chargeable in reſpect of the Quality and Weight of all ſuch Paper which ſhall have been ſo weighed in any ſuch Month reſpectively as aforeſaid; and ſuch Paper Maker ſhall pay the Duty appearing by ſuch Return and chargeable to have become due and payable, within Three Months after the End of the Month for which ſuch Return and Charge ſhall have been made; and every ſuch Paper Maker ſhall, for every Default in Payment of any ſuch Duty, forfeit the Sum of Twenty Pounds, together with a Sum equal to double the Amount of the Sum ſo returned and charged, and which ſhall be ſo payable as aforeſaid; and every ſuch Officer ſhall and he is hereby required to leave a true Copy of ſuch Returns in Writing under his Hand with every ſuch Paper Maker or at ſuch Paper Mill.

Duty to be paid within Three Months.

Penalty.

Officer to leave Copy of Return with Paper Maker.

III. And be it further enacted, That from and after the Commencement of this Act, no Licence ſhall be granted to any Perſon or Perſons to keep any Mill for making Paper, unleſs each and every Engine for making Paper in ſuch Mill ſhall contain Fifty Cubic Feet at the leaſt, the Content of ſuch Engine to be computed and aſcertained according to the greateſt Length, Depth and Breadth thereof, purſuant to the Regulations and Directions of this Act; any thing in the ſaid recited Act of the Fifty ſixth Year aforeſaid, or in any other Act or Acts to the contrary notwithſtanding; and the Content of every ſuch Engine ſhall be ſpecified and mentioned in the Licence to be granted to any Perſon or Perſons to keep any Mill for making Paper, and the Perſon or Perſons to whom ſuch Licence ſhall be granted ſhall be chargeable with Duty for and in reſpect of each and every ſuch Engine at the leaſt according to the Content which ſhall be ſpecified and mentioned in ſuch Licence as the Content of ſuch Engine.

No Licence granted unleſs the Engine contain 50 Cubic Feet.

Content of Engine ſpecified in Licence.

IV. Provided always, and be it enacted, That nothing herein contained ſhall extend to prohibit or prevent the granting of any Licence to any Perſon or Perſons who, on or before the Fifth Day of *Auguſt* One thouſand eight hundred and ſixteen, was or were licenſed to keep any ſuch Mill or Mills in which every or any Engine kept therein for making Paper was of leſs Content than Fifty Cubic Feet, nor to prohibit or prevent the granting of any ſuch Licence to any Perſon or Perſons who ſince the ſaid Fifth Day of *Auguſt* One thouſand eight hundred and ſixteen, for the firſt time obtained a Licence to keep ſuch Mill or Mills in which any Engine or Engines kept therein for making Paper was or were of leſs Content than Fifty Cubic Feet, and who ſhall have ſuch Licence in force at the commencement of this Act: Provided nevertheleſs, that it ſhall not be lawful for any Perſon or Perſons ſo licenſed to reduce any Engine in ſuch Mill which at the time of the paſſing of this Act ſhall contain Fifty Cubic Feet or more to any Content leſs than Fifty Cubic Feet; and if any Perſon ſhall ſo reduce any ſuch Engine, the Licence of ſuch Perſon ſhall be and is hereby declared to be void.

Proviſo for granting Licences to Perſons who were licenſed on or before Aug. 5, 1816, having Engines of leſs Content than 50 Cubic Feet, or to Perſons having ſince obtained for the Firſt Time, Licence in force.

Reducing Engine, Licence void.

V. And be it further enacted, That if the Content of any Engine, to be computed and aſcertained according to the Directions of this Act, of which an Account, Return or Notice ſhall have been given

If Content of Engine exceed by Three Cubic Feet the Num-

ber mentioned in Return,

purſuant to the Proviſions of the ſaid recited Act of the Fifty ſixth Year aforeſaid, ſhall be diſcovered by any Officer of Exciſe to exceed by Three Cubic Feet the Number of Cubic Feet which ſhall have been mentioned in ſuch Return, Account or Notice, as being the Content of ſuch Engine, the Paper Maker in whoſe Mill ſuch Engine ſhall be found of ſuch greater Content ſhall, for every ſuch Offence,

Penalty 50l.

forfeit the Sum of Fifty Pounds; and it ſhall and may be lawful for ſuch Officer of Exciſe, and he is hereby required, within Ten Days after ſuch Diſcovery, to make a Return to the Collector or other Officer in Charge of the Collection of the Diſtrict in which ſuch Mill ſhall be ſituate, of all Sum or Sums of Money chargeable in reſpect of ſuch increaſed Content of ſuch Engine, from the time mentioned in the laſt previous Notice of the commencing or recommencing the working of ſuch Engine, to and upon the Fifth Day of the Month in which it ſhall have been diſcovered that the Content of ſuch Engine was ſo increaſed, and ſuch Return ſhall be a Charge on every ſuch Paper Maker, who ſhall pay the Duty appearing by ſuch Return to be due and payable, within Fourteen Days next after ſuch Return ſhall have been made, or in default of ſuch Payment ſhall forfeit the Sum of Twenty Pounds, together with a Sum equal to Double the Duty ſo returned and charged; and every ſuch Paper Maker ſhall continue to be chargeable in reſpect of the full Content of ſuch Engine ſo long as ſuch Engine ſhall be chargeable on working; and ſuch Paper Maker ſhall, within Ten Days after ſuch Charge ſhall be made in reſpect of the Increaſe of ſuch Engine, make a new and correct Return of the Content of ſuch Engine to the proper Officer, or in default thereof ſhall forfeit the Sum of Twenty Pounds.

Officer to make a Return of Charge in reſpect of the increaſed Contents of the Engine;

ſuch Duty to be paid in 14 Days. Penalty.

Maker to make a new Return.

Penalty 20l.

56 G. 3. c. 78. § 36.

VI. And be it further enacted, That ſo much of the ſaid recited Act of the Fifty ſixth Year aforeſaid, as requires any Officer of Exciſe viſiting the Mill of any Paper Maker to enter on the Specimen Paper at ſuch Mill all Notices given of the weighing of any Paper, and the Quality and different Claſſes, Denomination and Kind of Paper to be weighed, ſtamped, marked or labelled by the Officer, ſhall, from and after the Commencement of this Act, be and the ſame is hereby repealed; and from and after the Commencement of this Act, every Paper Maker who in and by the ſaid recited Act of the Fifty ſixth Year aforeſaid is required to give any Notice of weighing any Paper, ſhall, before ſerving of any ſuch Notice, and he is hereby required and directed, by himſelf or herſelf, or by his or her principal Clerk, to enter and inſert in Writing, in the Specimen Paper to be kept in the Mill of ſuch Paper Maker, the Date of all ſuch Notice and Notices which ſhall purſuant to the Proviſions of the ſaid recited Act be given to weigh any Paper, and ſhall in every ſuch Entry ſpecify and declare the Quantity and different Claſſes, Denominations and Kind of Paper to be weighed reſpectively; and if any Paper Maker ſhall omit or neglect to inſert or cauſe to be inſerted the Particulars aforeſaid in ſuch Specimen Paper, every ſuch Paper Maker ſhall for every ſuch Omiſſion or Neglect forfeit the Sum of Fifty Pounds.

repealed.

Paper Maker to enter in Specimen Paper, the Dates of Notices, &c.

Penalty 50l.

VII. And be it further enacted, That whenever there ſhall be found in the Mill, Manufactory or other Place of any Paper Maker, Two or more Reams of Paper of the ſame Claſs, on the Covers or Wrappers whereof the ſame Number and Date of the Charge of Duty ſhall

Paper having ſame Number and Date on Wrapper of Two or more Reams, forfeited,

shall be marked, all and every such Reams of Paper shall be forfeited, and may be seized by any Officer of Excise.

Paper conveying from the Mills otherwise than in Reams forfeited, and may be seised with Package, &c.

VIII. And be it further enacted, That if any Paper shall be found conveying otherwise than in Reams from the Mill or Manufactory of any Paper Maker, then all such Paper shall be forfeited, and may be seized by any Officer of Customs or Excise, together with the Package or Packages containing the same; and every Horse or other Beast, Cart, Car or other Carriage, Boat or other Vessel, used in removing or conveying the same, shall also be forfeited and may be seized; and upon the Trial of any Information for the Forfeiture of any such Paper which shall be found conveying as aforesaid, the Proof of the Person from whom, and the Place from which such Paper as aforesaid shall be conveying, shall lie upon the Claimant or Claimants, and not on the Officer or Person prosecuting such Information.

Onus Probandi on Claimant.

Forging the Officer's Name on Covers, &c. or having such in Custody, &c.

IX. And be it further enacted, That if any Person shall counterfeit or forge, or cause to be counterfeited or forged, the Name of any Officer of Excise upon any Cover or Wrapper of or belonging to or used with or upon any Ream or Quantity of Paper, or upon any Pasteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, or if any Person shall have in his or her Custody or Possession, or shall utter, vend or sell any Paper with the Name of any such Officer counterfeited or forged on the Cover or Wrapper of such Paper, or any Pasteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, with the Name of any such Officer counterfeited or forged thereon, then and in every such case every such Person so offending shall for every such Offence forfeit the Sum of One hundred Pounds.

Penalty 100l.

Officer may enter Mills of Persons whose Licence is expired.

X. And be it further enacted, That it shall and may be lawful for any Officer or Officers of Excise from time to time and all times, by Day or by Night, but if in the Night then in the Presence of a Constable or other Officer of the Peace, to enter into all and every the Mill or Mills, or other Places of any Person whose Licence for keeping any Mill or Mills for making Paper shall have expired, to view and examine the State of such Mill, and of every Engine, Vat, Wet Press or other Utensil therein; and if any such Person, or his or her Servant, shall not, on Demand made by any Officer of Excise at such Mill, or at the Dwelling House of such Person, admit such Officer into such Mill or other Place, or shall not permit such Officer to view and examine all and every such Engines, Vats and Wet Presses, or other Utensil, or to do and perform any Act, matter and thing which shall or may be the Duty of such Officer to do or perform, every such Person shall for every such Offence forfeit the Sum of Fifty Pounds.

Refusing Entrance, &c.

Penalty 50l.

Engines to be fastened and locked by Officer after the Expiration of Licences.

XI. And be it further enacted, That at or immediately after the Expiration of any Licence granted to any Person to keep a Mill for making Paper, it shall and may be lawful for any Officer of Excise, and such Officer is hereby required, to fasten and lock each and every Engine in such Mill, in such manner as the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, shall direct and appoint; and for that Purpose it shall and may be lawful for the said Commissioners, or any Three of them, from time to time to make and issue such Orders and Directions as they shall think expedient for

the faſtening or locking of any ſuch Engine, and all and every ſuch Orders and Directions ſhall be complied with; and if any Perſon whoſe Licence ſhall have ſo expired ſhall refuſe or neglect to comply with or obey any ſuch Orders or Directions, every ſuch Perſon ſhall forfeit for every ſuch Offence the Sum of Fifty Pounds; and if any Officer ſhall be prevented from faſtening and locking each and every ſuch Engine, or in caſe of ſuch Mill being locked and no Perſon appearing to give Entrance to ſuch Officer, or if any ſuch Engine ſhall in any Event not be faſtened or locked in manner aforeſaid by Default of any ſuch Perſon, or if at any time ſubſequent to the time when any ſuch Engine ſhall have been faſtened or locked, any ſuch Engine ſhall be found not to be faſtened and locked, or if any Roller, Plate, Lighter or Braſſes ſhall be found in any Engine after the Expiration of the Licence which ſhall have been granted to ſuch Perſon, until ſuch Engine ſhall be again duly ſet to work under a new Licence for the Mill in which ſuch Engine ſhall be kept, then every ſuch Perſon ſhall, in each and every the reſpective caſe and caſes aforeſaid, forfeit the Sum of One hundred Pounds.

Perſons diſobeying Commiſſioners' Orders.

Penalty 50l.

Obſtructing Officers, or if Engine not locked, by Default of Perſons, &c.

Penalty 100l.

XII. And be it further enacted, That in all caſes where any Perſon ſhall at the Expiration of any Licence granted to ſuch Perſon to keep any Mill or Mills for making Paper, diſcontinue the Trade or Buſineſs of a Paper Maker, every ſuch Perſon ſhall, within Six Days next after the Expiration of ſuch Licence, diſplace and remove, or cauſe to be diſplaced and removed, clear out of each and every Engine, the Roller, Plate, Lighter and Braſſes belonging to ſuch Engine, and ſhall ſend or convey ſuch Roller, Plate, Lighter and Braſſes to the Exciſe Stores of the Diſtrict in which the Mill of ſuch Perſon ſhall be ſituate, there to be kept until the ſame ſhall be returned to the Proprietor thereof under a new Licence, or under the Order of the Commiſſioners of Exciſe; and if any ſuch Perſon ſhall neglect or refuſe to diſplace and remove, or cauſe to be diſplaced and removed, in manner aforeſaid, every ſuch Roller, Plate, Lighter and Braſſes, or ſhall neglect or refuſe to ſend or convey all and every Roller, Plate, Lighter or Braſſes within the time aforeſaid, to the Exciſe Stores as aforeſaid, every ſuch Perſon ſhall, for every ſuch Neglect or Refuſal, forfeit the Sum of One hundred Pounds.

Within Six Days after the Expiration of Licence, Roller, Plate, &c. of Engine, to be removed to the Exciſe Stores.

Refuſing to remove Roller, &c.

Penalty 100l.

56 G. 3. c. 78. § 9.

XIII. And be it further enacted, That ſo much of the ſaid recited Act of the Fifty ſixth Year aforeſaid as enacts, that if the Content of any Engine ſhall exceed by Three Cubic Feet the Number of Cubic Feet mentioned in any Return, Account or Notice, as being the Content of ſuch Engine, the Paper Maker ſhall forfeit the Sum of Fifty Pounds, and as authorizes the Officer to make ſuch Return as in ſaid Act mentioned, in reſpect of the increaſed Content of ſuch Engine, and as makes ſuch Return to be a Charge on ſuch Paper Maker, and as impoſes any Penalty on ſuch Paper Maker for not paying the Amount of ſuch Return, and alſo ſo much and ſuch Parts of the ſaid Act of the Fifty ſixth Year aforeſaid as enacts, that it ſhall not be lawful for any Paper Maker to ſend or deliver any Ream of Paper, or any Parcel of Paſteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, or Button Paper or Button Board, out of the Mill or Manufactory of ſuch Paper Maker, without ſuch Permit for the Removal thereof, as in the ſaid Act is

§ 53. preſcribed and directed, and alſo ſo much of the ſaid Act as relates to any Requeſt Note or Requiſition for any ſuch Permit, and as relates

to

to the Loſs of any ſuch Permit, or to the enlarging the time of the Force thereof, or as requires any Officer granting or renewing any Permit to examine on Oath the Perſon or Perſons applying for ſuch Permit, and alſo as requires any ſuch Permit to be delivered up to the Surveyor or Gauger, and alſo as relates to any Certificate on the Back of any ſuch Permit, and alſo ſo much of the ſaid recited Act as impoſes any Fine, Penalty, Forfeiture or Puniſhment for and in reſpect or in any ways relating to any Permit for the Removal of any Paper, Paſteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, or Button Paper or Button Board, ſhall ceaſe and determine, and ſhall be and the ſame is and are hereby repealed; ſave and except ſo far as the ſaid recited Clauſes or Proviſions hereby repealed relate or relates to the charging, ſuing for, recovering, levying, paying or accounting for any Duties or Arrears of Duties, or any Fine, Penalty or Forfeiture which ſhall or may have been incurred or become due on or before the Commencement of this Act; and that all and every the ſaid Clauſes and Proviſions ſhall be and remain in full Force and Effect for the charging, ſuing for, recovering, levying, paying or accounting for the ſaid Duties and Arrears thereof, Fines, Penalties and Forfeitures, as if this Act had not been made.

§ 54. § 55. § 56. § 57.

except ſo far as relates to recovering Arrears of Duties and Penalties, repealed.

'XIV. And Whereas it is expedient that a Drawback or Allowance of Duty ſhould be given for Paper uſed in printing the ſeveral Books hereafter mentioned at the Preſs of the College of the Holy and Undivided Trinity of Queen *Elizabeth* near *Dublin*;' Be it therefore enacted, That it ſhall and may be lawful to and for the Commiſſioners of Inland Exciſe and Taxes in *Ireland* for the time being, upon being ſatisfied that the Duty of Exciſe ſhall have been fully paid for any Quantity of Paper of the Firſt Claſs which ſhall be uſed in the printing of Bibles, Teſtaments, Pſalm Books and Books of Common Prayer of the Church of *England* and *Ireland*, or in the printing of any Books in the Latin, Greek, Oriental or Northern Languages, or in the printing of any Confeſſion of Faith, or the larger or ſhorter Catechiſm, or any of them, at the Preſs of the ſaid College, to pay and allow to the ſaid College, or to the Perſon or Perſons reſpectively authorized to receive the ſame on behalf of the ſaid College, a Drawback or Allowance of Three pence *per* Pound Weight for all ſuch Paper ſo uſed as aforeſaid, under the Conditions and Regulations hereinafter mentioned and expreſſed; that is to ſay, nothing in this Act contained ſhall extend, or be deemed or conſtrued to extend, to entitle the ſaid College, or any Perſon or Perſons on behalf of the ſaid College, to receive any ſuch Drawback or Allowance, unleſs the ſaid Paper ſhall have viſible in the Subſtance thereof a Mark commonly called a Water Mark, of the Date of the preſent Year of our Lord, in the following Figures, 1818, or of ſome ſubſequent Year of our Lord, nor unleſs the Chief Manager of the Preſs of the ſaid College ſhall at leaſt Forty eight Hours before any ſuch Paper is begun to be prepared for printing, give or cauſe to be given to the Surveyor of Exciſe of the Walk in which the Preſs of the ſaid College ſhall be kept, or other Officer authorized by the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, or any Three of them, in that behalf, a Notice in Writing of the Intention to print ſuch Paper, ſpecifying in ſuch Notice the Number of Reams or Bundles of ſuch Paper ſo intended to be printed, and the Name and

Drawback of Duty allowed on Paper uſed in the printing of Bibles, &c. at the Preſs of Trinity College of Queen Elizabeth near Dublin.

Conditions.

and Names of the Book or Books ſo intended to be printed, and in what Language ſuch Book or Books is or are intended to be printed, and of what Size the intended Impreſſion or Edition of ſuch Book or Books is to be, and of how many Copies the intended Impreſſion or Edition thereof is to conſiſt, nor unleſs all ſuch Paper ſhall be produced to ſuch Surveyor or Officer encloſed in the original Covers or Wrappers in which ſuch Paper was charged with Duty, with the Impreſſion of the Stamp, and the Chriſtian Name and Surname of the proper Officer, and the Date of the Charge, with the Claſs of ſuch Paper, and the ſeveral matters by Law preſcribed and directed to be marked, written or printed, remaining on ſuch Covers or Wrappers reſpectively; nor unleſs ſuch Chief Manager of the Preſs of the ſaid College ſhall provide good and ſufficient Scales and Weights, and ſhall permit and aſſiſt ſuch Officer to uſe the ſame for the Purpoſe of aſcertaining the true Quantity and Weight of ſuch Paper; nor unleſs the Chief Manager of the Preſs of the ſaid College ſhall, in like manner, within One Month next after the whole of ſuch Impreſſion or Edition ſhall have been printed off, dried and finiſhed, give or cauſe to be given to the Surveyor of Exciſe of the ſaid Walk, or other Officer ſo authorized as aforeſaid, Forty eight Hours' Notice in Writing of ſuch Impreſſion or Edition being printed off, dried and finiſhed; and thereupon ſuch Surveyor or other Officer ſhall attend and inſpect, examine and weigh the whole of ſuch Impreſſion or Edition unbound and in Sheets, and ſhall thereupon give and deliver to ſuch Chief Manager of the Preſs of the ſaid College, a Certificate in Writing of his having done ſo, ſpecifying therein the Name of ſuch Book, together with the Size thereof, and the Number of Copies of which ſuch Impreſſion or Edition conſiſts, and the Weight of the Paper on which the ſame is printed; but if ſuch Weight ſhall exceed the Weight of the Paper actually produced to and taken Account of by the proper Officer previous to the printing thereof as aforeſaid, then and in ſuch Caſe ſuch Weight previous to the printing thereof ſhall be inſerted in ſuch Certificate, and the Allowance ſhall be made for no greater Quantity or Weight than the Weight ſpecified in ſuch Certificate; any thing herein contained to the contrary notwithſtanding.

Certificate of weighing, &c. to be given by the Surveyor to the Manager of the Preſs.

XV. Provided alſo, That no ſuch Drawback or Allowance ſhall be given, unleſs the Chief Manager of the Preſs of the ſaid College ſhall make and ſubſcribe on the Back of ſuch Certificate an Oath in Writing before the ſaid Commiſſioners of Inland Exciſe and Taxes, or any Two or more of them, (which Oath they the ſaid Commiſſioners are hereby authorized and empowered to adminiſter,) of the Quantity and Weight of the Paper actually made uſe of in the printing of any ſuch Impreſſion or Edition of ſuch Books, or any of them, as the Caſe may require, and that ſuch Chief Manager of the Preſs of the ſaid College believes that all Duty by Law impoſed for or in reſpect of ſuch Paper uſed in the printing of ſuch Impreſſion or Edition has been fully paid, and that no Drawback or Allowance has been before claimed or paid for or in reſpect of ſuch Paper or any Part thereof, and that the whole of the ſaid Impreſſion or Edition has been printed at the uſual and ordinary Printing Houſe of the ſaid College, under the Authority and Permiſſion proper for that Purpoſe.

Manager of the Preſs to ſubſcribe on the Back of Certificate an Oath of the Quantity and Weight of Paper uſed, and other the matters herein mentioned.

XVI. And

XVI. And be it further enacted, That all the Powers and Provisions, Rules, Regulations, Penalties, Forfeitures, Clauses, matters and things contained in the said recited Act of the Fifty sixth Year aforesaid, shall be applied and put in Practice in the Execution of this Act, as fully and effectually to all Intents and Purposes as if the same were repeated and reenacted in this Act, so far as the same are compatible and consistent with the Provisions of this Act, and except so far as the same are expressly altered or repealed by this Act. Powers of 56 G. 3. c. 78. applied to this Act.

XVII. And be it further enacted, That all Penalties and Forfeitures under this Act shall be paid and payable according to the Amount thereof in *British* Currency, and shall be levied, collected, sued for, recovered, mitigated and applied in such manner and under such Powers and Authorities, and by such Ways and Methods, and according to such Rules and Directions, as are appointed, directed and expressed for the Recovery or Mitigation of any Penalties or Forfeitures in and by an Act made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, intituled *An Act for settling the Excise or new Impost upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted*; or in and by an Act made in the Forty sixth Year of His present Majesty's Reign, intituled *An Act to provide for the better Execution of the several Acts relating to the Revenues, matters and things under the Management of the Commissioners of Customs and Port Duties, and of the Commissioners of Inland Excise and Taxes, in* Ireland; or in and by any other Act or Acts in force in *Ireland* relating to the Revenues of Excise, as fully and effectually to all Intents and Purposes as if the same were herein repeated and reenacted, with the like Remedy of Appeal to and for the Party or Parties aggrieved, as in and by the said recited Act of the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, or any other Act or Acts, as aforesaid, is provided. Recovery and Application of Penalties, as by 14 & 15 C. 2. (I.) 46 G. 3. c. 106.

XVIII. And be it further enacted, That this Act may be altered, amended or repealed by any Act or Acts to be passed in this present Session of Parliament. Act may be altered, &c. this Session.

XIX. And be it further enacted, That this Act shall commence and take Effect from and after the Fifth Day of *July* One thousand eight hundred and eighteen. Commencement of Act.

CAP. XLII.

An Act for enabling the Trustee of certain Premises at *Great Yarmouth* in the County of *Norfolk*, held in Trust for His Majesty, to execute a Conveyance of the same to a Purchaser thereof. [28th *May* 1818.]

CAP. XLIII.

An Act for preventing the Destruction of the Breed of Salmon, and Fish of Salmon Kind, in the Rivers of *England*. [28th *May* 1818.]

'WHEREAS Provision has been made, in various Acts of 'Parliament, for preventing the Destruction of Salmon, and 'other Fish of the Salmon Kind, in the several Rivers in *England* 'named therein, and in Estuaries and Arms of the Sea near the 'Mouths

'Mouths of the ſaid Rivers; and it would be of great public Advan-
'tage if ſuch Protection ſhould be afforded generally in all Rivers
'throughout *England*;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act it ſhall be lawful for the Juſtices of the Peace, aſſembled at any General or Quarter Seſſions of the Peace, from time to time to appoint Conſervators or Overſeers for the Preſervation of the Salmon, and Fiſh of the Salmon Kind, and the Brood, Spawn and Fry thereof, and preventing the Deſtruction thereof, and enforcing for that Purpoſe the Proviſions of this Act within the Limits of the Juriſdiction of ſuch Juſtices, and within the Limits of which they ſhall be ſo appointed.

Juſtices at Seſſions to appoint Conſervators of Rivers.

II. And be it further enacted, That where no Proviſion is made by any Act now in force for limiting the times within which it ſhall be lawful to take Salmon, or Fiſh of the Salmon Kind, in any of the Rivers in *England*, it ſhall be lawful for the Juſtices of the Peace acting for the ſeveral Counties, at their ſeveral Quarter Seſſions of the Peace, and they are hereby required, at the Requeſt of any Perſon, ſuch Perſon having firſt given Notice, in ſome Newſpaper uſually circulated within the County, of his Intention to apply to the ſaid Quarter Seſſions in that behalf, to fix certain Days, not exceeding One hundred and fifty Days in each Year, for each River within their reſpective Counties, to be Fence Days for the ſeveral Rivers reſpectively; during which time it ſhall not be lawful for any Perſon or Perſons whatever to take, kill or deſtroy, or attempt to take, kill or deſtroy, any Salmon or Salmon Trout, or Fiſh of the Salmon Kind, or any Brood, Spawn or Fry of ſuch Fiſh; and the ſaid Juſtices are hereby further empowered, at any General Quarter Seſſions, to vary annually the Number of ſuch Days, and the Periods at which they ſhall commence, as they ſhall think fit.

Quarter Seſſions to fix Periods in which Salmon ſhall not be taken, &c.

III. And be it enacted, That if any Perſon or Perſons ſhall at any time hereafter purſue, take, kill or deſtroy, or ſeek or endeavour to take, kill or deſtroy, purſue, hurt or injure any Salmon or Salmon Kind, by laying or uſing any hot Lime or Filth, or Material or Drug pernicious to Fiſh, or uſing any Water in which any Green Lint or Flax has been ſteeped, or letting off ſtagnated Water, or any Water impregnated with any Material or Drug pernicious to Fiſh; or if any Perſon ſhall uſe or employ any ſuch Means as aforeſaid, or uſe any Fire or Light or White Object, or lay down any Kind of Net, Engine or Device, or wilfully do or commit, or cauſe to be done or committed, any Act whatſoever, in any River, Water, Rivulet, Stream, Mill Dam, Mill Sluice, Cut, Pool or Pond, communicating therewith, for the Deſtruction of the Brood, Spawn or Small Fry of Salmon therein (Angling excepted); or if any Perſon ſhall hereafter make, erect or ſet any Bank, Dam, Hedge or Stank, Net or Nets, or place any Fire or Fires, Light or Lights, or any White Object or Objects, ſo that the young Fry or young Salmon be prevented from going down from ſuch Rivers, Rivulets or other Waters communicating therewith as aforeſaid, or any of them, every ſuch Perſon ſo offending ſhall for every ſuch Firſt Offence forfeit and pay any Sum not exceeding Ten Pounds nor leſs than Five Pounds, and for every Second and ſubſequent Offence any Sum not exceeding Fifteen

Deſtroying Salmon, or the Brood, Spawn or Fry thereof.

Proviſo for Angling.

Firſt Offence.

Second and ſubſequent Offence.

Fifteen Pounds nor leſs than Ten Pounds, at the Diſcretion of the Juſtice or Juſtices before whom the Offender or Offenders ſhall be convicted, and ſhall alſo forfeit all the Fiſh, Spawn, Brood or Fry ſo taken, and all the Nets, Weapons, Lines, Inſtruments, Boats, Devices or things uſed in the taking thereof.

Killing, taking, having in Poſſeſſion, ſelling, &c. Spawn, Fry or Brood of Fiſh or unſizeable Fiſh, &c.

IV. And be it further enacted, That no Perſon ſhall, at any time after the Firſt Day of *September* One thouſand eight hundred and eighteen, take, kill or deſtroy, or knowingly have in his or her Poſſeſſion, either on the Water or on the Shore, or ſhall bring to Shore, or cry or carry about, ſell, offer or expoſe to or for Sale, or ſhall exchange for any Goods, matter or thing, any Spawn, Fry or Brood of Fiſh, or any unſizeable Fiſh, or any Kepper or Shedder Salmon, being unſeaſonable Salmon, commonly called *Old Salmon*, or any Salmon caught in any River during the Periods when fiſhing for Salmon is prohibited under the Proviſions of any Law now in force, or when the ſame ſhall be prohibited by any Order to be made by the Juſtices at their Seſſions as hereinbefore provided; and it ſhall be lawful for any Conſervator or Overſeer thereof, or any other Perſon, under the Authority of this Act, to take and ſeize all or any ſuch Spawn, Fry or Brood of Fiſh, or ſuch other Fiſh as aforeſaid, wherever the ſame ſhall be found, together with all Baſkets and Package in which the ſame ſhall be ſo found or taken, and to deliver the Perſon on whom the ſame may be found to a Conſtable or other Peace Officer; and after every ſuch Seizure ſhall be made, the Spawn, Fry or Brood, or other Fiſh as aforeſaid, together with the Baſkets and Package in which the ſame ſhall be ſo ſeized, ſhall be delivered into the Hands of ſome Conſtable or other Peace Officer; and every ſuch Conſtable or other Peace Officer is hereby authorized and required to take every ſuch Offender with whom he ſhall be ſo charged for any ſuch Offence into his Cuſtody, and alſo the Spawn, Fry or Brood of Fiſh, and ſuch other Fiſh as aforeſaid, and all Baſkets and Packages in which the ſame ſhall be ſo ſeized, and which ſhall be delivered to ſuch Conſtable or other Peace Officer as aforeſaid, and to carry ſuch Offender, and all ſuch Spawn, Fry or Brood of Fiſh, and ſuch other Fiſh as aforeſaid, together with the Baſkets and Package as aforeſaid, which ſhall have been delivered to any ſuch Conſtable or other Peace Officer, with all convenient Speed, before ſome Juſtice or Juſtices or Magiſtrate of the County, City or Place where the Offence ſhall be committed, for ſuch Offender to be dealt with according to Law; and on the Conviction of any ſuch Offender or Offenders for any ſuch Offence, before any ſuch Juſtice or Juſtices or Magiſtrate as aforeſaid, every ſuch Offender ſhall forfeit all and every ſuch Spawn, Fry or Brood of Fiſh, unſizeable Fiſh and Fiſh out of Seaſon, which ſhall be ſo ſeized, together with all Baſkets or Package in which the ſame ſhall be ſo ſeized; and all ſuch Spawn, Fry or Brood of Fiſh, or ſuch other Fiſh as aforeſaid, together with ſuch Baſkets and Package in which the ſame ſhall have been ſo ſeized as aforeſaid, ſhall, by Order of the Juſtice or Juſtices before whom the ſame ſhall be ſo brought, be delivered to the Perſon or Perſons who ſhall have ſo ſeized the ſame, and ſhall proſecute to Conviction any ſuch Offender; and every Offender who ſhall be ſo convicted as aforeſaid of any ſuch Offence, ſhall beſides forfeit and pay for every ſuch Offence any Sum not exceeding Ten Pounds nor leſs than Five Pounds.

Conſervator may ſeize together with Package, &c.

Proceedings.

Conviction.

Penalty.

Penalty.

V. Pro-

Proviſo for Nets, &c. lawfully uſed, and for preſent Modes of Fiſhing except as prohibited by this Act.

V. Provided alſo, and be it further enacted, That nothing herein contained ſhall extend or be deemed or conſtrued to legalize, nor to demoliſh, take away or deſtroy any Net, Fiſh Lock, Coop, Bay or other Work, which ſhall have been or may hereafter be lawfully erected, put, placed, fixed or uſed in any ſuch Arm of the Sea, or Eſtuary or Mouth of any River, or in or upon any Bank, Sand or Shore thereof, or near thereto, or in or near any River, Rivulet, Brook, Stream, Pond, Pool or other Water, Mill Lead, Mill Dam, Sluice, or Cut, which runs into or otherwiſe communicates therewith, or to the preſent Modes or Methods uſed for taking and killing Fiſh therein, other than and as are in this Act particularly prohibited.

Recovery of Penalties.

VI. And be it further enacted, That every the pecuniary and other Penalties and Forfeitures by this Act impoſed may be ſued for, recovered and adjudged, and every Offence againſt this Act heard and determined, by and before any One or more Juſtice or Juſtices of the Peace or Magiſtrate for the County, Shire, Diviſion, City or Place wherein any Offender againſt this Act ſhall be or reſide, or wherein or near to which the Offence or Offences ſhall be committed, by and upon the Oath or Affirmation of One or more credible Witneſs or Witneſſes, or by the Confeſſion of the Party or Parties; which Oath or Oaths, Affirmation or Affirmations, every ſuch Juſtice of the Peace and other Magiſtrates aforeſaid are hereby authorized, empowered and required to adminiſter accordingly; and in caſe any Perſon who ſhall be convicted of any Offence or Offences againſt this Act, and ſhall not immediately upon ſuch Conviction pay down the Penalty or Penalties, together with ſuch Coſts of Suit or Proſecution in which he, ſhe or they ſhall have been ſo convicted or ordered to pay as aforeſaid, into the Hands of the Juſtice or Juſtices of the Peace or Magiſtrate as aforeſaid, by and before whom he or ſhe ſhall have been ſo convicted, or other Perſon by them or any of them authorized to receive the ſame, in order that the ſame may be diſpoſed of and diſtributed according to the Directions of this Act, it ſhall be lawful for any ſuch Juſtice or Juſtices of the Peace or Magiſtrate aforeſaid to order any Conſtable or other Peace Officer to take the Charge of and keep in Cuſtody any ſuch Perſon ſo convicted; and immediately thereupon every ſuch Juſtice or Juſtices of the Peace or Magiſtrate is hereby authorized, empowered and required to grant his or their Warrant or Warrants in due Form of Law, under his or their Hand and Seal or Hands and Seals, and thereby commit every ſuch Offender to the Common Gaol or Houſe of Correction for the County, Shire, Diviſion, City or Place for which ſuch Juſtice or Juſtices or Magiſtrates aforeſaid ſhall Act, for ſuch time or times hereinafter mentioned, unleſs the ſaid Penalty or Penalties and Coſts ſhall reſpectively be ſooner paid; or otherwiſe ſuch Juſtice or Juſtices of the Peace or Magiſtrate ſhall and may grant his or their Warrant or Warrants in due Form of Law, under his or their Hand and Seal or Hands and Seals, to levy and recover the ſaid Penalty and Penalties and Coſts by Diſtreſs and Sale of the Offender's Goods and Chattels; and that all Penalties and Forfeitures which ſhall be ſo paid or levied as aforeſaid, ſhall from time to time be paid, applied and diſpoſed of as follows; (that is to ſay,) One Moiety thereof to the Informer or Informers, and the other Moiety, after defraying all Coſts, Charges and Expences attending the Proſecution, and the levying and recovering of the Penalty, to the Overſeers of

Oath to Witneſſes adminiſtered by Juſtices of Peace, &c.

Juſtice may commit Party not paying Penalty to Common Gaol, &c.;

or levy Penalty by Diſtreſs.

of the Poor of the Pariſh or Place where the Offence or Offences ſhall have been committed; and the Overplus of the Money levied remaining (if any there be) after any Penalty or Penalties, and all Coſts, Charges and Expences attending the levying and recovering thereof are deducted, (which Coſts, Charges and Expences ſhall always be taxed, ſettled and aſcertained by and before the Juſtice or Juſtices of the Peace or Magiſtrate, as by or before whom any ſuch Offender ſhall be convicted,) ſhall on Demand be returned to the Owner or Owners of the Goods and Chattels ſo diſtrained; and in caſe ſufficient Diſtreſs or Diſtreſſes ſhall not be found, or ſuch Penalty or Penalties and Coſts ſhall not be immediately paid, that then it ſhall be lawful for any ſuch Juſtice or Juſtices of the Peace or Magiſtrate, and he and they is and are hereby reſpectively authorized, empowered and required, for the firſt Offence to commit every ſuch Offender or Offenders to ſuch Gaol or Houſe of Correction as aforeſaid for any time not exceeding Four Months nor leſs than Two Months, for the Second Offence any time not exceeding Eight Months nor leſs than Six Months, and for the Third and every other Offence, for any time not exceeding Twelve Months nor leſs than Eight Months, there to be kept at hard Labour, and be and remain without Bail or Mainprize.

If no Diſtreſs, then Party committed to Gaol, &c. and kept to hard Labour.

VII. And be it further enacted, That it ſhall and may be lawful for any Juſtice or Juſtices of the Peace or Magiſtrate, or any of them, and they are hereby required, upon Information being made to him or them upon Oath againſt any Perſon or Perſons who ſhall or may offend againſt any thing contained in this Act, to grant his or their Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to apprehend any Perſon or Perſons ſo offending, and cauſe ſuch Offender or Offenders to be brought before him or them, or ſome other ſuch Juſtice or other Magiſtrate; or it ſhall and may be lawful to and for any ſuch Juſtice or Juſtices, or other Magiſtrates as aforeſaid, upon any Information made without Oath, to grant his or their Summons or Summonſes againſt the Party charged with any ſuch Offence or Offences, or for any Witneſs or Witneſſes to prove any ſuch Offence or Offences as aforeſaid; and if any ſuch Perſon or Perſons who ſhall be duly ſummoned ſhall neglect or refuſe to appear at the Time and Place appointed by ſuch Summons or Summonſes, every ſuch Juſtice or Juſtices of the Peace or Magiſtrates ſhall and may, upon Oath being made of the Perſon or Perſons being ſo duly ſummoned, grant his or their Warrant or Warrants, under his or their Hand and Seal or Hands and Seals, to apprehend and bring before him and them, or ſome other ſuch Juſtice or Magiſtrate as aforeſaid, the Party or Parties who ſhall neglect or refuſe to appear after being duly ſummoned as aforeſaid; and ſuch Juſtice or Juſtices or other Magiſtrates aforeſaid ſhall inquire into, hear and determine the Matter of every ſuch Offence or Offences in a ſummary Way.

Juſtices, on receiving Information, may grant Warrants for apprehending Offenders;

or Summons and Warrant for Party or Witneſſes;

and may determine ſummarily.

VIII. And be it further enacted, That no Owner, Farmer or Occupier of, or any Perſon otherwiſe intereſted in any Fiſhery or Right of Fiſhing in any Arm of the Sea, River or other Water aforeſaid, ſhall be deemed an incompetent Witneſs to prove any Offence or Offences done or committed againſt this Act, by reaſon of his or her being ſuch Owner, Farmer or Occupier.

Owners, &c. of Fiſheries may be Witneſſes to prove Offences.

IX. And

How Penalties may be sued for.

IX. And be it further enacted, That every pecuniary Penalty and Forfeiture imposed by this Act may be recovered in a summary manner according to the Provisions of this Act, or may be sued for and recovered, together with full Costs of Suit, by and to the only proper Use and Behoof of any Person who shall inform or sue for the same in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint or Information, wherein no Essoign, Wager of Law, nor more than One Imparlance shall be allowed.

Form of Conviction.

X. And be it further enacted, That every Conviction of every Offender against this Act shall be certified by the Justice or Justices of the Peace by and before whom the same shall be made, to the General Quarter Sessions of the Peace to be held in and for the County, Riding, Division, City or Place where the Offender or Offenders shall be convicted, and shall there be filed amongst the Records of the said Sessions; and every Conviction shall be in the Form of Words, or to the following Effect:

'BE it remembered, That on the Day of in the Year *A. B.* was, upon the Complaint of *C. D.* convicted before me [*or* us] *E. F.* One [*or* Two] of His Majesty's Justices of the Peace [*as the case may be*] for in pursuance of an Act made in the Fifty eighth Year of the Reign of His Majesty King *George* the Third, [*insert the Title of the Act*] for that the said [*state the Offence*] [*and if a Case in which different Penalties are imposed for repeated Offences*] this being the First Offence, [Second *or* Third Offence, *as the case may be*] and I [*or* we] do hereby adjudge him [her *or* them] to pay and forfeit for the said Offence, the Sum of of lawful Money of *Great Britain*, together the farther Sum of for Costs of Suit and Prosecution, to the said *C. D.* Given under my Hand and Seal, [*or* our Hands and Seals, *as the case may be*] at in the County of the Day and Year above written.'

Which said Conviction and Adjudication shall be good and valid in Law to all Intents and Purposes, and shall not be quashed, set aside or adjudged void or insufficient for want of Form only; and shall not be liable to be removed by Certiorari or otherwise into His Majesty's Court of King's Bench, or any other of His Majesty's Courts of Record at *Westminster*, but shall be deemed and taken to be final to all Intents and Purposes whatsoever.

No double Prosecution.

XI. And be it further enacted, That where any Offender shall be punished for any Offence by virtue of this Act, such Offender shall not again be prosecuted nor incur any Penalty by virtue of any other Law or Statute now in force, or be liable to any other Punishment for the same Offence.

Appeal.

XII. And be it further enacted, That every Person who shall think himself or herself aggrieved by the Judgment of any Justice of the Peace or Magistrates in any of the Cases aforesaid, may appeal to the Justices of the Peace for the County, Shire, Division, City or Place where such Judgment shall be given, at the then next or next but one General Quarter Sessions of the Peace; but that no such Appeal shall be received, heard or determined, unless the Appellant or Appellants shall, within Ten Days next after such Judgment, and

and Twenty Days at the leaſt before the holding of ſuch Seſſions, give and leave in Writing, as well at the public Office of the Clerk of the Peace for ſuch County, Shire, Diviſion, City or Place where ſuch Perſon or Perſons ſhall be convicted, as to the Perſon or at the Dwelling Houſe of the Informer or Proſecutor †, of his, her or their Intention to bring ſuch Appeal, and ſhall alſo enter into a Recognizance before ſuch Juſtice or Juſtices, in ſuch Sum as any ſuch Juſtice or Juſtices of the Peace ſhall think fit, not exceeding Twenty Pounds, conditioned to try ſuch Appeal, and likewiſe to pay the Coſts of ſuch Appeal, in caſe Judgment and Sentence ſhall upon the hearing thereof be given againſt the Appellant, within Ten Days next after the Determination thereof; and that the ſaid Juſtices at their ſaid Seſſion ſhall and may, upon due Proof of ſuch Notice given as aforeſaid, hear and determine every ſuch Appeal in a ſummary Way, and ſhall award or order to the Party in whoſe behalf ſuch Appeal ſhall be determined, ſuch Coſts and Charges as they in their Diſcretion ſhall think reaſonable and juſt to be paid by the Party or Parties againſt whom ſuch Appeal ſhall be determined; and in caſe ſuch Coſts and Charges ſhall not be paid within the Space of Ten Days next after the hearing and determining of ſuch Appeal, the ſame may be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ordered to pay the ſame, or his or their Surety or Sureties, in the ſame manner and by the ſame Means as all Diſtreſſes are ordered to be taken under or by virtue of this Act.

† *Sic.*

Recognizance.

Seſſions, on Proof of Notice, to determine Appeal and Coſts.

Diſtreſs for Coſts.

XIII. And be it further enacted, That no Action of Law ſhall be brought or commenced againſt any Perſon or Perſons for any thing done or to be done by virtue or in Execution of this Act, until One Calendar Month after Notice thereof in Writing ſhall have been given to the Perſon or Perſons againſt whom ſuch Action ſhall be intended to be brought, or left at his, her or their laſt or uſual Place or Places of Abode, ſetting forth the Cauſe of ſuch Action, and containing the Name and Place of Abode of the Plaintiff or Plaintiffs, and alſo of his or their Attorney; and that every Action brought for any thing done or to be done as aforeſaid ſhall be brought within the Space of Three Calendar Months next after the Cauſe of Action or Complaint ſhall ariſe, and ſhall be laid and ſued in the County, Shire, Diviſion, City or Place where the Fact ſhall have been committed, and not elſewhere; and the Defendant or Defendants therein may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done by virtue thereof; and alſo that it ſhall and may be lawful to and for ſuch Perſon or Perſons, at any time before Action brought, to tender Amends to the Party complaining, or his or her Agent or Attorney, and in caſe the ſame is not accepted, to plead ſuch Tender in bar to the Action, together with the Plea of Not Guilty, and any other Plea, with the Leave of the Court; and if, on the Trial of ſuch Action, it ſhall appear that the ſame was brought before the Expiration of One Calendar Month next after ſuch Notice ſhall have been ſo given or left as aforeſaid, or after the End of Three Months next after the Cauſe thereof ſhall have ariſen, or if ſuch Action ſhall have been brought or laid in any other County or Place than as aforeſaid, or after ſufficient Tender of Amends ſhall have been made to the Party or Parties aggrieved, that then and in any of the Caſes aforeſaid, the Jury ſhall find a Verdict for and

Notice of Actions for executing this Act.

Limitations of Actions.

General Iſſue.

Tender of Amends.

In what caſe Verdict for Defendants.

acquit the Defendant or Defendants in such Action; or if the Plaintiff or Plaintiffs shall discontinue the same after the Defendant or Defendants shall have appeared, or shall be nonsuited, and if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants in such Action shall have Double Costs, and have the like Remedies for recovering the same as Defendants have for recovering their Costs in other Cases at Law; and that no Action, Suit, Information or other Proceeding whatsoever shall be brought or commenced against any Person or Persons for any Offence or Offences against this Act, unless the same shall be laid or commenced within Six Calendar Months next after any such Offence or Offences shall have been committed.

Double Costs.

Limitation of Actions for Offences.

Proviso for former Acts;

XIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend or alter any Act or Acts of Parliament, or any Clause, Provision, Regulation or Penalty or Forfeiture contained in any Act or Acts of Parliament in force for the Regulation of any Fishery or Fisheries, or the Preservation thereof, or of the Brood, Spawn or Fry of Fish, in any particular County or Arm of the Sea, Estuary or River.

and for the Rights of Manors;

XV. Provided always, and be it further enacted, That nothing herein contained shall extend to affect the Rights of any Lord or Lords, Lady or Ladies of any Manor; and it shall be lawful for such Lord or Lords, Lady or Ladies, and they are hereby required to appoint Conservators for the Protection of any River or Rivers within their respective Manors.

and for the Rights of Corporations, Colleges, &c.;

XVI. Provided also, and it is hereby enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Rights, Interests, Privileges, Franchises or Authority of any Body or Bodies Politic, Corporate or Collegiate, or their Successors, or to prohibit, defeat, alter or diminish any Power, Authority or Jurisdiction which such Body or Bodies Politic, Corporate or Collegiate, at the time of the passing of this Act, did or might lawfully claim, use or exercise in any River or Rivers as aforesaid.

and of the City of London;

XVII. Provided also, and it is hereby enacted and declared, That nothing in this Act contained shall extend or be construed to extend, to prejudice or derogate from the Rights, Interests, Privileges, Franchises or Authority of the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the time being, or to prohibit, defeat, alter or diminish any Power, Authority or Jurisdiction, which, at the time of making this Act, the Mayor and Commonalty and Citizens of the City of *London*, or the Lord Mayor of the said City for the time being, as Conservator of the River *Thames* and Waters of *Medway*, did or might lawfully claim, use or exercise.

and of Lord Mayor, as Conservator of the Thames, &c.

CAP. XLIV.

56 G. 3. c. lxxxiii. extended to this Act.

43 G. 3. c. 80.

An Act to alter the Application of Part of the Sum of Fifty thousand Pounds granted by an Act passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act for improving the Road from the City of* Glasgow *to the City of* Carlisle. [28th *May* 1818.]

CAP.

CAP. XLV.

An Act for building and promoting the building of additional Churches in populous Parishes. [30th *May* 1818.]

'WHEREAS the Population of *Great Britain*, and more particularly in the Metropolis and its Vicinity, and in other Cities and great Towns, has greatly increased, and the Churches and Chapels now existing in the Metropolis and its Vicinity, and in many great and populous Parishes and Extra Parochial Places, are inadequate to the Accommodation of the Inhabitants thereof: And Whereas it is therefore necessary that such Evil should be remedied, and that additional Churches and Chapels for the Celebration of Divine Service, according to the Rites of the United Church of *England* and *Ireland*, as by Law established, should be erected and maintained in such Parishes and Places, and that a certain Number of free Seats should be made therein: And Whereas His Royal Highness the Prince Regent, acting in the Name and on the behalf of His Majesty, is desirous of aiding His Subjects in the establishing additional Churches in such Parishes and Places as may require the same;' May it therefore please Your Majesty that it may be enacted; and be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for The King's Most Excellent Majesty, by Warrant or Warrants under His Royal Sign Manual, to authorize and empower the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* now or for the time being, or any Three or more of them, or the Lord High Treasurer of the United Kingdom of *Great Britain* and *Ireland* for the time being, to cause or direct any Number of Exchequer Bills to be made out at His Majesty's Exchequer at *Westminster*, not exceeding in the whole the Sum of One Million, in the same or like manner, Form and Order, and according to the same or like Rules and Directions (except where other Directions for making out the same are contained and particularly expressed in this Act), as in and by an Act made in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for regulating the issuing and paying off of Exchequer Bills*, are enacted and prescribed.

His Majesty may authorize Commissioners of Treasury to issue Exchequer Bills not exceeding One Million.

48 G. 3. c. 1.

II. And be it further enacted, That all and every the Clauses, Provisoes, Powers, Privileges, Advantages, Penalties, Forfeitures and Disabilities contained in the said recited Act of the Forty eighth Year of His present Majesty's Reign, shall be applied and extended to the Exchequer Bills to be made out in pursuance of this Act, as fully and effectually to all Intents and Purposes as if the said several Clauses or Provisoes had been particularly repeated and re-enacted in the Body of this Act.

Powers of 48 G. 3. c. 1. extended to Exchequer Bills made out under this Act.

III. And be it further enacted, That the said Exchequer Bills to be made out in pursuance of this Act shall and may bear an Interest not exceeding the Rate of Two pence *per Centum per Diem* upon or in respect of the whole of the Monies respectively contained therein, and the Principal and Interest thereof respectively shall be made payable at such Periods as shall be fixed by the said Commissioners of His Majesty's Treasury, or any Three or more of them, or the said Lord High Treasurer for the time being; but nevertheless so as that

Bills to bear an Interest of Two pence per Cent. per Diem.

Times when payable.

all ſuch Bills as ſhall be advanced for the carrying the Purpoſes of this Act into Execution, ſhall be made payable within Three Years from the iſſuing thereof; and the principal Sum contained in every ſuch Bill, and with ſuch Intereſt as aforeſaid, ſhall be paid off and diſcharged upon the Days and times reſpectively appointed for the Payment thereof.

Such Bills not to be exchanged for Money by Collector, &c. before the Day appointed for their Payment, &c.

IV. Provided always, and be it further enacted, That all and every the Exchequer Bills to be made forth by virtue of this Act, or ſo many of them as ſhall from time to time remain undiſcharged and uncancelled after the reſpective Days on which they ſhall become due and payable, ſhall and may after that time paſs and be current to all and every the Receivers and Collectors in *Great Britain* of the Cuſtoms, Exciſe or any Revenue, Supply, Aid or Tax whatſoever due or payable to His Majeſty, His Heirs or Succeſſors, and alſo at the Receipt of Exchequer at *Weſtminſter* from the ſaid Receivers or Collectors; but no ſuch Receiver or Collector ſhall exchange, at any time before the ſaid Day of Payment thereof, for any Money of ſuch Revenues, Aids, Taxes or Supplies in his Hands, any Exchequer Bill which ſhall have been iſſued as aforeſaid by virtue of this Act; nor ſhall any Action be maintained againſt ſuch Receiver or Collector for neglecting or refuſing to exchange any ſuch Exchequer Bill for ready Money before the ſaid Day of Payment thereof, any thing in this Act to the contrary contained in anywiſe notwithſtanding; and that ſuch of the ſame Bills as ſhall be received at the ſaid Receipt of Exchequer ſhall and may be locked up and ſecured as Caſh, according to the Courſe of the ſaid Exchequer ſettled and eſtabliſhed by Law for locking up and ſecuring Monies received in Specie there.

nor Action for refuſing to Exchange.

Treaſury to direct Exchequer to iſſue Bills in G. B. agreeably to Certificates of Commiſſioners.

V. And be it further enacted, That from time to time as the Commiſſioners for the Execution of this Act, to be appointed as is hereinafter provided, ſhall find it neceſſary to apply to the Purpoſes thereof any Amount of ſuch Bills to be advanced under the Proviſions of this Act, the ſaid Commiſſioners ſhall forthwith repreſent the ſame to the ſaid Lord High Treaſurer or Lords Commiſſioners of the Treaſury of *Great Britain* and *Ireland;* and the ſaid Lord High Treaſurer or Lords Commiſſioners, or any Three or more of them for the time being, ſhall thereupon, if ſatisfied of ſuch Neceſſity, direct that ſuch Portion of ſuch Exchequer Bills ſhall be iſſued by the Auditor of the Receipt of the Exchequer at *Weſtminſter* for the time being to the ſaid Commiſſioners for the Execution of this Act; and the ſaid Auditor ſhall, immediately on the Receipt of ſuch Direction, cauſe and direct to be delivered to the Secretary of the ſaid Commiſſioners, Exchequer Bills payable at ſuch Periods and to ſuch Amount as ſhall in ſuch Direction be ſpecified, provided that the Total Amount to be ſo iſſued by virtue of ſuch Certificates ſhall not at any one time exceed the Amount of Exchequer Bills directed to be iſſued under this Act; and every ſuch Exchequer Bill ſhall bear Date on the Day on which the ſaid Direction ſhall be ſo received by ſuch Auditor, or ſuch other Day as ſhall in ſuch Direction be ſpecified; and all ſuch Exchequer Bills ſhall and may be ſigned by the Auditor of the Receipt of His Majeſty's Exchequer, or in his Name by any Perſon duly authorized by the ſaid Auditor to ſign Exchequer Bills.

Total Amount.

Date and Signature of Exchequer Bills.

VI. And

VI. And be it further enacted, That the Officer or Officers of the Exchequer, by whom such Exchequer Bills shall be delivered, shall from time to time, upon Requisition of the said Commissioners for the Execution of this Act, deliver or cause to be delivered to them at their Office, complete Lists of all the Exchequer Bills so made out and delivered, specifying therein the respective Dates and Sums expressed therein, and the Periods appointed for the Payment of the same, and distinguish the Persons to whom and the Numbers of the Certificates by virtue whereof the same respectively were made out and delivered.

Lists of Exchequer Bills made out to be delivered to Commissioners.

VII. And be it further enacted, That it shall be lawful for the Governor and Company of the Bank of *England* to advance or lend to His Majesty, at the Receipt of the Exchequer of *Great Britain*, upon the Credit of the Exchequer Bills issued under this Act, any Sum or Sums of Money not exceeding in the whole the Sum of One Million; any thing in an Act made in the Fifth and Sixth Years of the Reign of King *William* and Queen *Mary*, intituled *An Act for granting to Their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale and other Liquors; and for securing certain Recompences and Advantages in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of One million five hundred thousand Pounds towards carrying on the War against* France, to the contrary thereof in anywise notwithstanding.

Bank may advance Money on Credit of Act.

5 & 6 W. & M. c. 20.

VIII. And be it further enacted, That it shall be lawful for His Majesty, by Letters Patent under the Great Seal of the United Kingdom, to nominate, constitute and appoint such Persons as His Majesty shall deem fit to be His Commissioners for carrying into Execution the Purposes of this Act, and to order and direct in such Appointment that any Five or more of such Commissioners may act in the Execution of the Powers of this Act; and such Commission shall continue in force for the Term of Ten Years from the Date of such Letters Patent, unless His Majesty shall think fit sooner to alter or revoke the same.

His Majesty empowered to appoint Commissioners for executing Act.

IX. And be it further enacted, That the said Commissioners shall examine into the present State of the Parishes and Extra Parochial Places in the Metropolis and its Vicinity, and in all other Parts of *England* and *Wales*, so far as conveniently may be, for the Purpose of ascertaining the Parishes and Places in which additional Churches or Chapels for the Performance of Divine Service, according to the Rites of the United Church of *England* and *Ireland* as by Law established, are most required, and the most effectual and proper Means of affording such Accommodation.

Commissioners to examine the State of Parishes.

X. And be it further enacted, That it shall be lawful for the said Commissioners to appoint a Secretary and Clerk, and to employ such Surveyors and other fit Persons to make Plans and Estimates, and (if the Commissioners shall deem the same necessary) Surveys and Reports for the Purpose of affording to the Commissioners all such Information as they may require for the Purpose of ascertaining the best Mode of providing fit and proper Accommodation for the largest Number of Persons at the least Expence; and may assign and pay to all such Persons reasonable Salaries or Rewards for their Services therein.

Commissioners may appoint Secretary and Clerk, and make Surveys, Reports, &c. and assign reasonable Salaries.

XI. And be it further enacted, That it shall be lawful for the said Commissioners of His Majesty's Treasury, or any Three or more

Treasury to issue Money for defraying

Charges incurred in the Execution of this Act, of which an Account shall be laid before Parliament.

more of them, or the Lord High Treasurer for the time being and they are hereby respectively authorized, to issue and advance, or cause to be issued and advanced, all such Sums of Money as shall appear to them to be necessary, to such Person or Persons, in such manner and in such Proportions as the Commissioners for the Execution of this Act, or any Five or more of them respectively, shall by Writing under their Hands from time to time desire, and as shall be approved by the said Lord High Treasurer or Lords Commissioners of the Treasury, or any Three or more of them for the time being; and such Sums respectively shall and may be issued out of any Part of the Public Monies remaining in His Majesty's Exchequer at *Westminster*; which Sums so to be issued and advanced shall be applied to the Payment of Allowances and Rewards as aforesaid, and in defraying all other necessary Charges and Expences in or about the Execution of this Act, without other Account than before the said Commissioners of His Majesty's Treasury; and which Money so to be issued shall not be subject to any Tax, Duty, Rate or Assessment whatsoever, imposed by Authority of Parliament; but that an Account of the said Charges and Expences, so long as the said Commission shall remain in force, shall be laid before both Houses of Parliament on or before the Twenty fifth Day of *March* in each Year, if Parliament shall be then sitting; but if Parliament shall not be then sitting, then within Fourteen Days after the Commencement of the then next Session of Parliament.

Commissioners to draw up Rules for their Proceedings, and fix the Sums to be allowed for building Churches, and lay such Rules before His Majesty in Council.

XII. And be it further enacted, That the said Commissioners shall, as soon after their Appointment as the obtaining necessary Information will allow, draw up certain Rules for their general Proceedings, and shall fix and specify therein the largest Amount of Allowances to be granted for building any Church, and make such other Regulations as the said Commissioners shall deem expedient and necessary to be fixed and known, for the furtherance of the Purposes of the Act, and from time to time, as Occasion may require, shall have Power to alter or vary any such Regulations, and to make any such further or additional Regulations as they may deem expedient; and all such Rules and Regulations shall be laid before His Majesty in Council, who shall have Power to approve or disallow the same.

Commissioners may grant Money for the building the Churches in Parishes of certain Population, and in want of Accommodation.

XIII. And be it further enacted, That it shall be lawful for the said Commissioners to make, in His Majesty's Name, out of the Sum so appropriated by this Act, Grants for building, or to cause to be built, Churches or Chapels in such Parishes or Extra Parochial Places only in which there is a population of not less than Four thousand Persons, and in which there is not Accommodation in the Churches or Chapels therein for more than One fourth Part of such Population to attend Divine Service according to the Rites of the United Church of *England* and *Ireland*, or in which there shall appear to the said Commissioners to be One thousand Persons resident more than Four Miles from any such Church or Chapel, and in which the Commissioners shall be satisfied, from the Circumstances of such Parish or Extra Parochial Place, of the Inability of the Parishioners and Inhabitants thereof to bear any Part of the Charge of such Building in addition to the Charge hereinafter mentioned; and also to make Grants or Loans to assist in building such Churches and Chapels in such other Parishes or Places as may contain a like Population, and may equally require further Accommodation for Divine Service, but in

in which the ſaid Commiſſioners may deem the Pariſhioners and Inhabitants thereof capable of bearing a Part of the Expence of erecting ſuch Churches and Chapels, or of repaying the ſame by Inſtalments, if advanced by way of Loan.

'XIV. And Whereas the Sum granted by this Act is inadequate 'to the affording Grants to all the Pariſhes and Extra Parochial Places 'in want of ſufficient Accommodation for Attendance upon ſuch Di- 'vine Service as aforeſaid: And Whereas many of ſuch Pariſhes and 'Extra Parochial Places may be diſpoſed to raiſe by Rates, within 'limited Periods, certain Proportions of the Sums required to 'build ſuch Churches or Chapels reſpectively, or well diſpoſed Per- 'ſons within the ſame or elſewhere may be willing to raiſe by Sub- 'ſcription ſuch Proportions, or ſuch a Part thereof as, together with 'the Money to be raiſed by Rate, will amount to ſuch Proportion;' Be it therefore enacted, That it ſhall be lawful for the ſaid Commiſſioners, upon any Pariſh or Extra Parochial Place ſo offering to contribute or raiſe by Rates or Subſcription, or by Rates aided by Subſcription, ſuch Proportion of the Expence of building any Church or Chapel, or Churches or Chapels which may be required in any ſuch Pariſh or Extra Parochial Place, as ſhall have been fixed as a proper Proportion by the ſaid Commiſſioners according to any ſuch Rules and Regulations as aforeſaid, or ſhall be deemed by the ſaid Commiſſioners a proper Proportion, and they are hereby empowered to grant to any ſuch Pariſh or Extra Parochial Place the remaining Sum neceſſary to build any ſuch Church or Churches, or Chapel or Chapels, and to advance and lend to ſuch Pariſh or Extra Parochial Place any Part of the Proportion ſo propoſed to be raiſed by Rates as aforeſaid.

Commiſſioners may make Grants and advance Money to build Churches in Pariſhes, &c. where a certain Proportion of the Expence is raiſed by Rate or Subſcription.

XV. Provided always, and be it further enacted, That the ſaid Commiſſioners, in the Selections of Pariſhes and Extra Parochial Places for making their Diſtribution of the Sums granted by this Act, ſhall have regard to the Amount of Population in ſuch Pariſhes and Extra Parochial Places, and alſo to the Diſproportion between the Number of Inhabitants and the preſent Accommodation for Attendance upon Divine Service according to the Rites of the United Church of *England* and *Ireland* as by Law eſtabliſhed; and in giving Preference among ſuch Pariſhes and Extra Parochial Places, ſhall have regard to the Proportion of the Expence of affording the Accommodation required which ſhall be offered to be contributed or raiſed in Aid of the Purpoſes of this Act, towards the building Churches or Chapels in ſuch reſpective Pariſhes or Extra Parochial Places, and to the pecuniary Ability of the Inhabitants of ſuch Pariſhes or Places; and the ſaid Commiſſioners, in giving Preference as between Pariſhes and Extra Parochial Places not offering to contribute any Proportion of ſuch Expence as aforeſaid, ſhall have regard to the Order of Priority in which Pariſhes and Extra Parochial Places under ſimilar Circumſtances as to Population, and Diſproportion between ſuch Population and the Accommodation afforded by the Churches and Chapels therein, ſhall have provided and given Notice to the Commiſſioners of having provided Sites for the Churches intended to be built in ſuch reſpective Pariſhes or Extra Parochial Places.

Rules to be obſerved by Commiſſioners, in ſelecting Pariſhes for Grants; and in giving Preferences of Grants.

XVI. And be it further enacted, That in every Caſe in which the ſaid Commiſſioners ſhall be of opinion that it will be expedient to divide any Pariſh into Two or more diſtinct and ſeparate Pariſhes

Upon Repreſentation of the Commiſſioners in manner ſtated, Pariſhes

by order of The King in Council may be divided into ſeparate Pariſhes for all Eccleſiaſtical Purpoſes.

for all eccleſiaſtical Purpoſes whatever, it ſhall be lawful for the ſaid Commiſſioners, with the Conſent of the Biſhop of the Dioceſe in which ſuch Pariſh is locally ſituated, ſignified under his Hand and Seal, to apply to the Patron or Patrons of the Church of ſuch Pariſh, for his Conſent to make ſuch Diviſion, and for ſuch Patron or Patrons to ſignify his or their Conſent thereto under his Hand and Seal; and the ſaid Commiſſioners ſhall, upon the Conſent of the ſaid Patron or Patrons ſo ſignified, repreſent the whole matter to His Majeſty in Council, and ſhall ſtate in ſuch Repreſentation the Bounds by which it is propoſed, with ſuch Conſent as aforeſaid, to divide ſuch Pariſh, together with the relative and reſpective Proportions of Glebe Land, Tithes, Moduſes or other Endowments, which will by ſuch Diviſion ariſe and accrue, and remain and be, within each of ſuch reſpective Diviſions; and alſo the relative Proportions of the eſtimated Amount of the Value or Produce of Fees, Oblations, Offerings or other Eccleſiaſtical Dues or Profits which may ariſe and accrue within each of ſuch reſpective Diviſions; and if thereupon His Majeſty in Council ſhall think fit to direct ſuch Diviſion to be made, ſuch Order of His Majeſty in Council ſhall be valid and good in Law for the Purpoſe of effecting ſuch Diviſion: Provided always, that no ſuch Diviſion of any Pariſh into diſtinct Pariſhes ſhall completely take effect until after the Death, Reſignation or other Avoidance of the exiſting Incumbent of the Pariſh to be divided.

Tithes, &c. to belong to the Incumbent of each Diviſion.

XVII. Provided always, and be it further enacted, That all Tithes, Moduſes, Endowments or other Eccleſiaſtical Dues or Profits belonging to the Incumbent of any ſuch Pariſh, whether by Endowment, Preſcription, Uſage or otherwiſe, ſhall, when ſo divided as aforeſaid, belong to and be recoverable by the Incumbents of the Churches of each of the Diviſions reſpectively of the Pariſh to which they ſhall be aſſigned, in like manner in every reſpect as they were before recoverable by the Incumbent of the original Pariſh.

New Churches of divided Pariſhes to remain Chapels of Eaſe during exiſting Incumbency.

XVIII. Provided always, and be it further enacted, That during the Incumbency of the exiſting Incumbent of any ſuch Pariſh, every new Church therein built, purchaſed, aſſigned or provided as the intended Pariſh Church of any Diviſion intended to become and be a diſtinct Pariſh, ſhall remain a Chapel of Eaſe, and ſhall be ſerved, during the Incumbency of ſuch Incumbent of the original Pariſh, by a Curate to be nominated by ſuch Incumbent, and licenſed by the Biſhop of the Dioceſe, and paid in manner hereinafter directed.

New Churches, when Diviſion complete, to be Rectories, Vicarages or Perpetual Curacies, like original Pariſh.

XIX. And be it further enacted, That every ſuch diſtinct and ſeparate Pariſh as aforeſaid ſhall, when ſuch Diviſion as aforeſaid ſhall become complete by the Death, Reſignation or other Avoidance of the exiſting Incumbent of the original Pariſh, be deemed either a Rectory, Vicarage, Donative or Perpetual Curacy, and the Spiritual Perſon ſerving the ſame, the Rector, Vicar or Perpetual Curate thereof, or Perſon having Cure of Souls therein, according to the Nature of the original Church of the Pariſh ſo divided, and ſhall be for ever thereafter ſubject to the Laws, Proviſions and Regulations, as to Preſentation and Appointment, and as to Inſtitution, Collations, Induction or Licence, and to all ſuch Juriſdiction of the Biſhop, or other Juriſdiction, and to holding Benefices as are by Law applicable to the original Pariſh.

Donatives to lapſe, if no Ap-

XX. Provided always, and be it enacted, That all ſuch Donatives and Perpetual Curacies ſhall be ſubject to Lapſe as Benefices, if no Appoint-

Appointment of a Spiritual Perſon thereto ſhall be made within Six Months after any Death, Reſignation, Removal or other Avoidance of the Incumbents thereof reſpectively: Provided alſo, that no Spiritual Perſon appointed to any ſuch Donative or Perpetual Curacy ſhall be removable at the Pleaſure of any Perſon, or Body Corporate or Politic, having the Power of Appointment thereto.

Appointment made in Six Months.

XXI. And be it further enacted, That in any Caſe in which the ſaid Commiſſioners ſhall be of opinion that it is not expedient to divide any populous Pariſh or Extra Parochial Place into ſuch complete, ſeparate and diſtinct Pariſhes as aforeſaid, but that it is expedient to divide the ſame into ſuch Eccleſiaſtical Diſtricts as they, with the Conſent of the Biſhop ſignified under his Hand and Seal, may deem neceſſary for the Purpoſe of affording Accommodation for the attending Divine Service according to the Rites of the United Church of *England* and *Ireland*, to Perſons reſiding therein, in the Churches and Parochial Chapels already built, or in additional Churches or Chapels to be built therein, and as may appear to ſuch Commiſſioners to be convenient for the enabling the Spiritual Perſon or Perſons who may ſerve ſuch Churches or Chapels to perform all Eccleſiaſtical Duties within the Diſtricts attached to ſuch reſpective Churches and Chapels, and for the due Eccleſiaſtical Superintendence of ſuch Diſtrict, and the Preſervation and Improvement of the religious and moral Habits of the Perſons reſiding therein, the ſaid Commiſſioners ſhall repreſent ſuch Opinion to His Majeſty in Council, and ſhall ſtate in ſuch Repreſentation the Bounds by which ſuch Diſtricts are propoſed to be deſcribed; and if thereupon His Majeſty in Council ſhall think fit to direct ſuch Diviſion to be made, ſuch Order of His Majeſty in Council ſhall be valid and good in Law for the Purpoſe of effecting ſuch Diviſion; or in any Caſe in which the ſaid Commiſſioners ſhall be of Opinion that it is not expedient to make any ſuch Diviſion into ſuch Eccleſiaſtical Diſtricts as aforeſaid, the ſaid Commiſſioners may build or aid the Building of any additional Chapels in any ſuch Pariſhes or Extra Parochial Places, to be ſerved by Curates to be reſpectively nominated and appointed by the reſpective Incumbents of the Churches of the reſpective Pariſhes or Extra Parochial Places, and licenſed by the Biſhop of the Dioceſe; ſuch Curates to be paid ſuch Salaries as ſhall be aſſigned by the ſaid Commiſſioners, under the Proviſions of this Act, in manner hereinafter directed.

Pariſhes may by Order of King in Council be divided into Eccleſiaſtical Diſtricts, or otherwiſe Commiſſioners may build or aid the building Chapels to be ſerved by Curates to be appointed by the Incumbent of the Pariſh.

XXII. And be it further enacted, That the ſeveral new Pariſhes created by any ſuch complete Diviſion as aforeſaid, and alſo the ſeveral Diſtricts of any Pariſh or Extra Parochial Place where any ſuch Diviſion thereof ſhall have been ſo made as aforeſaid, ſhall be aſcertained and marked out by deſcribed Bounds, and the Deſcription of ſuch Bounds ſhall be enrolled in the High Court of Chancery, and be regiſtered in the Office of Regiſtry of the Dioceſe, and Notice thereof given in ſuch manner as the Commiſſioners ſhall deem neceſſary and direct for that Purpoſe.

Diſtricts when made to be deſcribed, and Deſcription of Boundaries enrolled in Chancery, &c.

XXIII. And be it further enacted, That if His Majeſty in Council, upon the Repreſentation of the ſaid Commiſſioners, made with the Conſent of the Biſhop of the Dioceſe, ſignified under his Hand and Seal, ſhall think fit to alter ſuch Boundaries at any time within Five Years after ſuch Enrolment, ſuch Order in Council ſhall be valid and good in Law for the Purpoſe of effecting ſuch Alteration, and the

King in Council may alter ſuch Boundaries.

the ſame ſhall be enrolled and regiſtered in like manner as is above mentioned.

Diſtricts to be ſeparate Pariſhes for all Eccleſiaſtical Purpoſes.

XXIV. And be it further enacted, That ſuch Boundaries ſhall continue and be the Boundaries of ſuch Pariſhes or Diſtricts reſpectively, unleſs ſo altered, and ſuch Diſtricts ſhall thereupon become and be called Diſtrict Pariſhes, by ſuch Names as ſhall be given to them reſpectively in the Inſtrument ſo enrolled as aforeſaid, and ſhall become and be ſeparate and diſtinct Diſtrict Pariſhes, and the Churches and Chapels reſpectively aſſigned to ſuch Diſtricts ſhall, when duly conſecrated for that Purpoſe, become and be the Diſtrict Pariſh Churches of ſuch Diſtrict Pariſhes, for all Purpoſes of Eccleſiaſtical Worſhip and Performance of Eccleſiaſtical Duties, and as to all Marriages, Chriſtenings, Churchings and Burials, and the Regiſtry thereof reſpectively within the ſame, and in relation to all Fees, Oblations and Offerings, and the demanding, ſuing and proſecuting for and recovering the ſame, and as to all other Purpoſes whatſoever, ſave and except as is in this Act particularly excepted.

Exception.

How far Churches and Chapels of ſuch Diſtricts to be deemed Benefices preſentative.

XXV. And be it further enacted, That every Church and Chapel built or acquired under the Proviſions of this Act, and appropriated to any ſuch Diſtrict Pariſh ſo made under the Proviſions of this Act, ſhall be deemed a Perpetual Curacy, and ſhall be conſidered in Law as a Benefice Preſentative, ſo far only as that the Licence thereto ſhall operate in the ſame manner as Inſtitution to any ſuch Benefice, and ſhall render voidable other Livings in like manner as Inſtitution to any ſuch Benefice, and the Spiritual Perſon ſerving the ſame ſhall be deemed the Incumbent thereof; and ſuch Incumbents ſhall have perpetual Succeſſion, and ſhall be and are hereby declared to be Bodies Politic and Corporate, and may receive and take ſuch Endowments in Lands or Tithes, or both, or any ſuch Augmentation as ſhall be granted to them or their Succeſſors; and all ſuch Incumbents, and all Perſons preſenting or appointing any ſuch Incumbents ſhall reſpectively be ſubject to all Juriſdictions and Laws Eccleſiaſtical or Common, and to all Proviſions, Regulations, Penalties and Forfeitures contained in any Acts of Parliament in force relating thereto reſpectively; and in caſe of any Failure or Neglect in not preſenting or nominating any ſuch Incumbent for the Space of Six Months, ſuch Preſentation or Appointment ſhall thereupon lapſe as in Caſes of actual Benefices.

No Diſtrict Church or Chapel held with original or any other Church.

XXVI. Provided alſo, and be it further enacted, That no ſuch Church or Chapel of any ſuch Pariſh or Diſtrict Pariſh created according to the Proviſions of this Act, ſhall be tenable or holden with the original Church of the Pariſh or Extra Parochial Place out of which ſuch Pariſh or Diſtrict Pariſh ſhall have been taken, or with the Church or Chapel of any other ſuch Pariſh or Diſtrict Pariſh.

All Acts of Parliament, &c. relating to publiſhing Banns of Marriage, &c. to apply to ſuch diſtinct Pariſhes, Churches and Chapels.

XXVII. And be it further enacted, That all Acts of Parliament, Laws and Cuſtoms relating to publiſhing Banns of Marriage, Marriages, Chriſtenings, Churchings and Burials, and the regiſtering thereof, and to all Eccleſiaſtical Fees, Oblations or Offerings, ſhall apply to ſuch ſeparate and diſtinct Pariſhes and Diſtrict Pariſhes ſo made as aforeſaid, when they ſhall ſo become complete, ſeparate and diſtinct Pariſhes or Diſtrict Pariſhes, under the Proviſions of this Act, after the Death, Reſignation or other Avoidance of the exiſting Incumbents reſpectively in each ſuch Pariſh or Extra Parochial Place,

Place, and to the Churches and Chapels thereof, and to the Eccleſiaſtical Perſons having Cure of Souls, or ſerving the ſame, in like manner in every reſpect as if the ſame reſpectively had been ancient, ſeparate and diſtinct Pariſhes and Pariſh Churches by Law, to all Intents and Purpoſes.

Banns not to be publiſhed, or Marriages, &c. had, in any ſuch Diſtrict Church or Chapel, until after the Death, Reſignation or Avoidance of the Incumbent at the time of Conſecration of the Church or Chapel.

XXVIII. Provided always, and be it further enacted, That no Banns of Matrimony ſhall be publiſhed or Marriages celebrated or ſolemnized, or Baptiſms or Churchings had, by any Perſon whatever, within any Church or Chapel of any ſuch ſeparate and diſtinct Pariſh, ſo made by any ſuch Diviſion as aforeſaid, or in any private Houſe therein, or within any ſuch Diſtrict Church or Chapel, or in any private Houſe within ſuch Diſtrict, nor ſhall any Burials be performed within any Cemetery appertaining or belonging to any ſuch Church or Chapel by any Perſon whatever, except by the Incumbent of the Church of the Pariſh or Extra Parochial Place from which ſuch Pariſh ſhall have been ſeparated, or ſome Curate of ſuch Incumbent duly licenſed in that behalf, until after the Death, Reſignation or other Avoidance of the Spiritual Perſon who ſhall be the Incumbent of the Church of the Pariſh or the Extra Parochial Place at the time of the Conſecration of any ſuch Church or Chapel of any ſuch ſeparated Pariſh or Diſtrict Pariſh; and from and after the Death, Reſignation or other Avoidance of the then Incumbent, to be certified under and according to the Proviſions of this Act, Banns of Matrimony may be publiſhed, and Marriages celebrated and ſolemnized, and Baptiſms, Burials and Churchings had, within the Church or Chapel of any ſuch ſeparated Pariſh or Diſtrict Pariſh, provided the ſame be reſpectively publiſhed, celebrated, ſolemnized and had according to the Laws and Canons in force within the Realm in that behalf; and all ſuch Banns as ſhall be publiſhed, and alſo all and every ſuch Marriage and Marriages as ſhall be celebrated and ſolemnized in any ſuch Church or Chapel, after the Entries, under and according to the Proviſions of this Act, of the Notification, under the Hand and Seal of the Biſhop of the Dioceſe, of the Death, Reſignation or other Avoidance of the Incumbent of the Church of the Pariſh or Extra Parochial Place, ſhall be as good, valid and effectual to all Intents and Purpoſes as if the ſame were publiſhed, celebrated and ſolemnized in the Church of the Pariſh or Extra Parochial Place in which the ſame ſhall be ſituate.

Death, &c. of Incumbent of Church to be notified by Biſhop, and entered in Regiſter Books of Pariſh Church, &c. Such Entries Evidence of Commencement of Publication of Banns, &c. in the Chapel, &c.

XXIX. And be it further enacted, That the Death, Reſignation or other Avoidance of the Spiritual Perſon who was the Incumbent of the Church of any Pariſh and Extra Parochial Place in which any ſuch ſeparated Pariſh or Diſtrict Church or Chapel ſhall be ſo conſecrated as aforeſaid, at the time of ſuch Conſecration ſhall be notified by the Biſhop of the Dioceſe, under his Hand and Seal, to the Spiritual Perſon then ſerving the Church or Chapel, and to the Churchwardens of the Pariſh or Place in which the Church or Chapel ſhall be ſituate; and ſuch Notifications ſhall be preſerved with and Copies thereof ſhall be entered in the Books of Regiſters of Marriages, Births and Burials of the Church of the Pariſh or Extra Parochial Place, and Copies of ſuch Notifications ſhall be alſo entered in the Books of Regiſters to be provided for entering the Publications of Banns and Solemnization of Marriages, and the Baptiſms and Burials in ſuch Chapels, and ſuch Entries ſhall be authenticated by the Churchwardens of ſuch Churches and Chapels reſpectively, and

and ſhall be ſufficient Evidence of the Period of Commencement, under the Proviſions of this Act, of the Publication of Banns and Solemnization of Marriages and Baptiſms, and Performance of Burials in any ſuch Chapel or any Cemetery thereof.

Diviſion not to affect Glebe, Tithe, Moduſes, &c. but original Pariſh to remain as to all ſuch Rights, &c.

XXX. And be it further enacted, That ſuch Diviſion of any Pariſh into Diſtrict Pariſhes only, and not into complete, ſeparate and diſtinct Pariſhes, ſhall not in any manner affect any Land, Glebe, Tithes, Moduſes or Endowment of or belonging to the original Church of the Pariſh or Extra Parochial Place, all which ſhall continue to belong to the Incumbent thereof, and to be holden, demanded, taken and received by him in like manner to all Intents and Purpoſes as if no ſuch Diviſion had taken place; and the original Pariſh ſhall remain and continue a Pariſh, as to all ſuch Glebe Land, Tithes, Moduſes and Endowment, and all Dues, Rights and Remedies in relation thereto, as if this Act had not paſſed.

Proviſo for Poor and other Parochial Rates;

XXXI. And be it further enacted, That no Diviſions of any Pariſh or Extra Parochial Place, whether it be divided into ſeparate Pariſhes with the Conſent of the Patron and Biſhop of the Dioceſe, or into Diſtrict Pariſhes, nor any thing in this Act contained in relation thereto, ſhall affect or in any manner be conſtrued to affect any Pariſh or Extra Parochial Place ſo divided, or the Perſons reſiding therein, in any other reſpect than in this Act particularly provided, or in any manner to apply to any Poor or other Parochial Rates which may be raiſed in the Pariſh or Extra Parochial Place ſo divided, or in any ſuch ſeparated Pariſh or Diſtrict Pariſh, or to the Maintenance or Relief of Poor Perſons, or to any Title or Claim to ſuch Relief, or to any Powers relating to any ſuch Rates, or holding Veſtries, or Appointment or Powers of Pariſh Officers, or any ſuch Relief or Claim thereto, or to any Act or Acts of Parliament or Law or Cuſtom relating thereto, ſave and except as to Church Rates, in ſo far as the ſame are regulated by the Proviſions of this Act; but the original Pariſh ſhall to all ſuch Purpoſes remain and continue in Law a Pariſh to all Intents, as if no ſuch Diviſion thereof into ſeparate Pariſhes or Diſtrict Pariſhes had been made.

except as to Church Rates as herein mentioned.

Commiſſioners may aſcertain and make Compenſation for Loſſes from Oblations, Offerings, &c.

XXXII. And be it further enacted, That the ſaid Commiſſioners may aſcertain the average Amount, in any Pariſh or Extra Parochial Place, of all Fees, Oblations and Offerings, whether voluntary or otherwiſe, for the Three Years preceding the making any ſuch Diviſion into Diſtrict Pariſhes, and alſo for each Year ſubſequent to ſuch Diviſion, during the Incumbency of the exiſting Incumbent, and may for that Purpoſe ſummon and examine upon Oath the Incumbent or any other Perſon or Perſons, and require the Production of and examine any Books or Papers neceſſary for that Purpoſe, and ſhall thereupon cauſe Compenſation to be made out of the Monies granted by this Act to the Incumbent of any ſuch Pariſh, during his Incumbency, for any Loſs which he may ſuſtain by reaſon of the Diminution thereof, in conſequence of any ſuch Diviſion into Diſtrict Pariſhes, and of ſuch Fees, Oblations and Offerings being transferred thereby to the Spiritual Perſons ſerving the Churches or Chapels of Diſtrict Pariſhes under the Proviſions of this Act: Provided always, that no ſuch Aſcertainment or Compenſation made thereupon, or Inquiry made, or Matter or thing done, or Evidence given or produced in relation thereto, ſhall in any manner affect or prejudice any

Proviſo for Queſtions of Right.

Queſtion

Queſtion as to any Right or Claim in relation to any ſuch Fees, Oblations or Offerings.

Commiſſioners may accept Buildings and Sites for Churches or Chapels;

XXXIII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners to accept and take any Building or Buildings fit to be uſed for or to be converted into ſuch additional Churches or Chapels, and alſo any Lands, Tenements and Hereditaments proper for Sites of additional Churches or Chapels, not exceeding in Quantity in any one Place what may be ſufficient for building of a Church or Chapel, providing a Churchyard, and making a proper and ſufficient Acceſs or Approach thereto, from any Perſons willing to give the ſame; and every ſuch Site, when conveyed to the ſaid Commiſſioners, and the Church erected thereupon, and Notice thereof given to the Biſhop of the Dioceſe, ſhall become for ever thereafter devoted to Eccleſiaſtical Purpoſes only, in order that the ſame may be conſecrated by the Biſhop to Public Worſhip according to the Rites of the United Church of *England* and *Ireland*, as by Law eſtabliſhed: And it ſhall alſo be lawful for the ſaid Commiſſioners to accept and take from any Perſon willing to give the ſame, any Houſe, Garden and Appurtenances, not exceeding Ten Acres in the whole, for the Reſidence of the Spiritual Perſon ſerving ſuch Church or Chapel, or any Land, not exceeding the ſaid Ten Acres in Quantity, for erecting ſuch Houſe and Appurtenances and making ſuch Garden, and the ſame ſhall (immediately upon or after the Conſecration of ſuch Church or Chapel) become and be the Houſe and Glebe belonging to ſuch Church or Chapel, and veſt in the Incumbent for the time being as ſuch.

and Houſes, &c for Reſidence of Spiritual Perſon.

Commiſſioners of Woods, with Conſent of Treaſury, Duchy of Lancaſter and Cornwall, and Bodies Politic, &c. may grant Sites for building ſuch Churches or Chapels.

XXXIV. And be it further enacted, That it ſhall be lawful for the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues, by and with the Conſent of the Lord High Treaſurer of the United Kingdom of *Great Britain* and *Ireland*, or the Commiſſioners of His Majeſty's Treaſury of the United Kingdom of *Great Britain* and *Ireland*, or any Three or more of them, in Writing, or for His Majeſty by any Grant ſigned by the Chancellor of the Duchy of *Lancaſter* for the time being, or for the Duke of *Cornwall* by any Grant ſigned by the Chancellor of the Duchy of *Cornwall* for the time being, or for any Body Politic, Corporate or Collegiate, or Corporation Aggregate or Sole, to grant any ſuch Building or Buildings, or any Site or Sites for the building of any ſuch Churches or Chapels, with or without Cemeteries thereto, and any Houſe or Appurtenances and Garden for the Reſidence of the Spiritual Perſon who may ſerve the Church or Chapel.

Pariſhes and Extra Parochial Places to furniſh Sites when required by Commiſſioners. Notice and Proceedings by Commiſſioners when they have fixed upon a Pariſh.

XXXV. And be it further enacted, That all ſuch Pariſhes and Extra Parochial Places as ſhall be required by the Commiſſioners, ſhall furniſh Sites for ſuch additional Churches or Chapels as the Commiſſioners may deem neceſſary to be built under the Proviſions of this Act; and that as ſoon as the Commiſſioners ſhall have fixed upon any Pariſh or Extra Parochial Place as being one in which it is neceſſary that a Church or Chapel ſhould be built under the Proviſions of this Act, they ſhall give Notice to the Churchwardens thereof, by cauſing ſuch Notice to be left at their reſpective Places of Abode, of their Intention to build or cauſe to be built ſuch Church or Chapel, and of the Extent of Ground which will be required for the Site thereof, and making a proper Acceſs and Approach thereto, and of the Part of the Pariſh or Extra Parochial Place within which the ſame are required

required to be provided; and the ſaid Churchwardens ſhall within the Space of Fourteen Days call a Meeting of the Veſtry or Select Veſtry of the Pariſh or Extra Parochial Place, or the Perſons poſſeſſing under any Act or Acts of Parliament the Powers of Veſtry of the Pariſh or Extra Parochial Place, for the Purpoſe of taking all ſuch Meaſures as may be neceſſary for providing ſuch Site and Approach thereto as aforeſaid; and in caſe ſuch Pariſh or Extra Parochial Place ſhall not be able to provide the ſame without Purchaſe, then the Veſtry or Select Veſtry, or the Perſons poſſeſſing as aforeſaid the Powers of Veſtry, ſhall and are hereby required forthwith to proceed to treat for a Site and Approach thereto according to ſuch Notice, but ſhall not conclude any Bargain for the ſame without the Approbation of the Commiſſioners.

Bodies Politic, &c. empowered to ſell and convey Sites.

XXXVI. And be it further enacted, That it ſhall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Huſbands, Guardians, Truſtees and Feoffees in Truſt, Committees, Executors and Adminiſtrators, and all other Perſons and Truſtees whomſoever, not only for or on behalf of themſelves, their Heirs and Succeſſors, but alſo for and on behalf of Ceſtuique Truſts, whether Infants, Iſſue unborn, Lunatics, Idiots, Femes Covert or other Perſon or Perſons and to and for all Femes Covert who are or ſhall be ſeiſed, poſſeſſed of or intereſted in their own Right, and for every other Perſon or Perſons whomſoever who ſhall be ſeiſed, poſſeſſed of or intereſted in any Lands, Grounds and Hereditaments which ſhall be ſet out and aſcertained for any ſuch Site, to contract for, ſell and convey, or if Copyhold to enfranchiſe the ſame and every Part thereof, unto the ſaid Commiſſioners under the Proviſions of this Act; and all ſuch Contracts, Agreements, Sales, Conveyances and Aſſurances ſhall be valid and effectual in the Law to all Intents and Purpoſes whatſoever, any Law, Statute, Uſage or Cuſtom to the contrary thereof in anywiſe notwithſtanding; and all Bodies Politic, Corporate or Collegiate, and all Perſons whomſoever ſo conveying as aforeſaid, are hereby indemnified for or in reſpect of any ſuch Sale which he, ſhe or they, or any of them, ſhall reſpectively make by virtue or in purſuance of this Act.

Form of Conveyance to the Commiſſioners.

XXXVII. And be it further enacted, That all Conveyances and Aſſurances which ſhall be made of any Lands or Hereditaments to the ſaid Commiſſioners, or any other Perſon or Perſons, for the Purpoſes of this Act, ſhall be made according to the Form following, or as near thereto as the Circumſtances of the Caſe will admit (except in Caſes of Purchaſes of Lands belonging to His Majeſty, His Heirs or Succeſſors, or to the Duchy of *Cornwall*, for which Proviſion is hereinafter made); *videlicet*,

'I, [*or* we] of in conſideration of the Sum of to me [*or* us] paid, 'do hereby grant and releaſe to all [*deſcribing the Premiſes to be conveyed*] and all my Right, Title and Intereſt to and in the ſame and every Part thereof, to hold to the 'ſaid and their Succeſſors, and to be devoted, 'when conſecrated, to Eccleſiaſtical Purpoſes for ever, by virtue and 'according to the true Intent and Meaning of an Act paſſed in the 'Fifty eighth Year of the Reign of His Majeſty King *George* the 'Third, intituled [*here ſet forth the Title of this Act.*] In Witneſs 'whereof

'whereof I have hereunto ſet my Hand and Seal, this
' Day of in the Year of our Lord '

And all ſuch Conveyances and Aſſurances ſhall be valid and effectual in the Law to all Intents and Purpoſes, and ſhall be a complete Bar to all Eſtates Tail and other Eſtates, Rights, Titles, Truſts and Intereſts, and Incumbrances whatſoever.

Conveyance by Lords of Manors of Lands taken from Commons, ſufficient.

XXXVIII. And be it further enacted, That in all Caſes where there ſhall be Occaſion to take Part of any Common or Waſte Grounds for the Purpoſes of this Act, the Conveyance thereof by the Lord and Lady of the Manor wherein the ſame ſhall be ſituate, ſhall be a good and ſufficient Conveyance for the Purpoſe of veſting the Fee Simple and Inheritance thereof under this Act as fully and effectually as if every Perſon having Right of Common upon ſuch Commons or Waſte Grounds had joined in and executed ſuch Conveyance; and that the Compenſation to be paid for any Right of Common upon any ſuch Commons or Waſte Grounds as aforeſaid ſhall be paid to the Churchwardens of the reſpective Pariſhes wherein ſuch Commons or Waſte Grounds ſhall lie, and ſhall be by ſuch Churchwardens received and applied for ſuch general or public Purpoſes within ſuch Pariſhes reſpectively as a Veſtry of every ſuch Pariſh, to be convened by ſuch Churchwardens for that Purpoſe, ſhall direct, except as is in this Act otherwiſe provided.

Satisfaction to be made to Bodies Politic, &c.;

XXXIX. Provided always, and be it further enacted, That all and every Body and Bodies Politic, Corporate or Collegiate, Truſtees or other Perſons hereinbefore capacitated to ſell and convey any Lands, Tenements and other Hereditaments, or enfranchiſe any Copyholds, or any Owner or Owners, and the Occupier or Occupiers of any Lands, Tenements or other Hereditaments required to be taken for the Purpoſes of this Act, may accept and receive Satisfaction for the Value of ſuch Lands, Tenements and Hereditaments, or of any ſuch Intereſts as aforeſaid; and from and immediately after the time of making and executing ſuch Sale and Conveyance, or any Contract or Contracts for the ſame, the ſaid Commiſſioners, or any Perſon or Perſons purchaſing the ſame under the Proviſion and for the Purpoſes of this Act, may and ſhall be at liberty to enter upon, and from thenceforth for ever to have, take and uſe the ſaid Lands, Tenements and other Hereditaments for the Purpoſes of this Act; and in caſe the Parties intereſted in ſuch Lands, Tenements or Hereditaments, cannot or do not agree as to the Amount or Value of ſuch Satisfaction, the ſame ſhall be aſcertained and ſettled by the Verdict of a Jury, as is hereinafter directed.

and thereupon Commiſſioners to enter, &c.

If Parties cannot agree, Price ſettled by Jury.

XL. And for ſettling all Differences which may ariſe between the ſaid Commiſſioners and the ſeveral Owners of or Perſons intereſted in any Lands, Tenements or other Hereditaments which ſhall or may be taken or uſed for the Purpoſes of this Act; be it further enacted, That if any Body Politic, Corporate or Collegiate, or any other Perſon or Perſons ſo intereſted for and on his, her or their Part or Parts, or for or on the Part of his, her or their Geſtuique Truſts, or of any other incapacitated Perſon or Perſons as aforeſaid, ſhall refuſe to accept ſuch Purchaſe Money or other Compenſation as ſhall be offered by them the ſaid Commiſſioners, or their Agent by or on their behalf, and ſhall give Notice thereof in Writing to the Secretary for the time being to the ſaid Commiſſioners within Seven Days next after ſuch Offer ſhall have been made, and the Party or Parties giving ſuch Notice

If Parties are diſſatisfied, or refuſe, or are unable to treat, &c. a Jury to be impannelled to decide.

Notice as aforeſaid ſhall therein requeſt that the Matter or Matters in diſpute may be ſubmitted to the Determination of a Jury; or if any Body Politic, Corporate or Collegiate, or any other Perſon or Perſons ſeiſed or poſſeſſed of or intereſted in any ſuch Lands, Tenements or Hereditaments as aforeſaid, ſhall refuſe to treat or agree, or ſhall not agree, or by reaſon of Abſence or Diſability cannot agree with the ſaid Commiſſioners, or with any Perſon or Perſons authorized by them, for the Sale and Conveyance of their reſpective Eſtates and Intereſts therein, or cannot be found or known, or ſhall not produce and evince a clear Title to the Premiſes they may be in Poſſeſſion of, or to the Intereſt they ſhall claim therein, to the Satisfaction of the ſaid Commiſſioners, or of the Perſon or Perſons authorized by them; then and in every ſuch Caſe the ſaid Commiſſioners ſhall and they are hereby empowered and required from time to time to iſſue a Warrant under their Common Seal, to the Sheriff of the County in which ſuch Lands, Tenements or Hereditaments ſhall lie, or the Matter in queſtion or diſpute ſhall ariſe; or in caſe ſuch Sheriff or his Under Sheriff ſhall happen to be one of the ſaid Commiſſioners, or ſhall enjoy any Office of Truſt or Profit under them, or ſhall be otherwiſe intereſted in the Matter or Matters in queſtion, then to the ſenior Coroner of the ſaid County; and in caſe he ſhall be ſo intereſted, then to the next Coroner of ſuch County, in point of Seniority, who ſhall not be ſo intereſted as aforeſaid, commanding ſuch Sheriff or Coroner or other Perſon (and the Sheriff or Coroner or ſuch other Perſon is hereby empowered and required) to impannel, ſummon and return not leſs than Twenty four, nor more than Forty eight ſubſtantial and indifferent Perſons, qualified to ſerve on Special Juries; and the Perſons ſo to be impannelled, ſummoned, and returned as aforeſaid, are hereby required to come and appear before the Juſtices of the Peace for the County wherein the Premiſes ſhall lie, at ſome Court of General or Quarter Seſſions of the Peace to be holden in and for the ſame County, or at ſome Adjournment thereof, as in ſuch Warrant ſhall be directed and appointed, and to attend ſuch Court of General or Quarter Seſſions from Day to Day, until diſcharged by the ſaid Court; and out of ſuch Perſons ſo to be impannelled, ſummoned and returned, a Jury of Twelve Men ſhall be drawn by the Clerk of the Peace for the County wherein ſuch Jury ſhall be returned, or his Deputy, in ſuch manner as Juries for Trials of Iſſues joined in His Majeſty's Courts at *Weſtminſter* are by Law directed to be drawn; and in caſe a ſufficient Number of Jurymen ſhall not appear at the time and Place appointed as aforeſaid, the ſaid Clerk of the Peace as before mentioned, or his Deputy, ſhall return other ſubſtantial, honeſt and indifferent Men of the Byſtanders, or of others who can be ſpeedily procured to attend that Service, to make up the ſaid Jury to the Number of Twelve; and all Parties concerned may have their lawful Challenges againſt any of the ſaid Jurymen, but ſhall not challenge the Array; and the ſaid Clerk of the Peace, or his Deputy, is hereby empowered and required to ſummon and call before the ſaid Juſtices any Witneſſes touching the Matters in queſtion, and may order and authorize the ſaid Jury, or any Three or more of them, to view the Place or Places, or matters or things in controverſy, and ſuch Jury ſhall upon their Oaths (which Oaths, as well as the Oaths to ſuch Witneſſes, the ſaid Juſtices are hereby empowered and required to adminiſter) inquire of, aſſeſs and aſcertain, and give a Verdict for the Sum or Sums of Money which

To whom Commiſſioners to iſſue Warrant for impannelling Jury.

Perſons impannelled, to appear, &c.;

and Jury to be drawn, &c.

Proceedings thereon.

Clerk of the Peace to ſummon Witneſſes.

View.

Verdict.

which shall be paid for the Purchase of such Lands, Tenements or Hereditaments, or Compensation for any Interest therein as aforesaid; and the said Justices shall give Judgment for such Purchase Money or Compensation so assessed by such Jury; which said Verdict, and the Judgment thereupon, shall be binding and conclusive to all Intents and Purposes upon all Bodies Politic, Corporate or Collegiate, and upon all Persons whomsoever, provided that Fourteen Days' Notice in Writing at the least, of the Hour and Place at which such Jury are so required to be returned, be given to the Bodies Politic, Corporate or Collegiate, or to the Person or Persons interested or claiming so to be, before the time of the Meeting of the said Justices and Jury as aforesaid, by leaving such Notice at the Dwelling House of such Person or Persons, or of the Head Officer of such Body or Bodies Politic, Corporate or Collegiate, or with some Tenant or Occupier of the Premises respectively intended to be valued; and in each and every Case where a Verdict shall be given for more Money as a Recompence or Satisfaction for the absolute Sale of any Lands, Tenements or Hereditaments, or as a Compensation for any Interest therein as aforesaid, than shall have been previously offered by or on behalf of the said Commissioners before the summoning such Jury, and where no Compensation shall have been previously offered in respect thereof by or on behalf of the said Commissioners, or where, by reason of Absence or other Impediment or Disability, there shall not be found any Person or Persons at hand who may be legally capacitated to contract with and make Conveyances to or receive Compensation from the said Commissioners as hereinbefore mentioned, then and in all such Cases all the reasonable Expences of causing such Value or Compensation to be assessed and awarded as aforesaid shall be settled by the said Justices, and be defrayed by the said Commissioners; but if any Verdict shall be given for the same Sum that shall have been previously offered by or on behalf of the said Commissioners, or for a less Sum than shall have been so previously offered, or in case of such Refusal to treat with or make Conveyances to the said Commissioners by any Bodies Politic, Corporate or Collegiate, or by any Person or Persons whomsoever who is or are by the Provisions of this Act or otherwise legally empowered to treat and convey, or receive such Compensation as aforesaid, then and in all such Cases (except where, by reason of Absence or otherwise, any Person shall have been prevented from treating and agreeing as aforesaid, in which Case all such Costs and Expences shall be borne and paid by the said Commissioners), the reasonable Costs and Expences of causing such Value or Compensation to be assessed and awarded as aforesaid shall be settled in like manner by the said Justices, and be borne and paid by the Body or Bodies Politic, Corporate or Collegiate, or by the Person or Persons with whom the said Commissioners shall have such Controversies or Disputes; which said Costs and Expences shall and may be deducted out of the Money so assessed and awarded, and the Payment or Tender of the Remainder of such Sum or Sums of Money shall be deemed and taken to all Intents and Purposes to be Payment or Tender of the whole Sum or Sums so assessed or awarded as aforesaid.

Verdict and Judgment conclusive. Proviso.

If Verdict for more than the offer of Commissioners, &c. Expences paid by Commissioners;

if for the same or a less Sum, &c. Expences paid by Body Politic, &c.

Exception.

XLI. And be it further enacted, That if the Sheriff or other Person so directed to summon and return a Jury as aforesaid, or his

Sheriff, &c. refusing to summon a Jury Penalty.

Deputy or Agent, shall make Default in the Premises, he shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds; and if any Person so summoned and returned as aforesaid upon such Jury shall not appear, or appearing shall refuse to be sworn or to give his Verdict, or shall in any other manner wilfully neglect his Duty, contrary to the true Intent and Meaning of this Act; or if any Person so summoned to give Evidence shall not appear, or appearing shall refuse to be examined or give Evidence, every Person so offending (having no reasonable Excuse to be allowed by the said Justices) shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds; which several and respective Penalties shall and may be levied by virtue of any Warrant under the Hand and Seal of any one of the said Justices, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to him the Overplus after such Penalty and the Charges of such Distress and Sale shall be deducted; and every such Penalty so recovered from any Person who shall have been so summoned on such Jury, or to give Evidence as aforesaid, shall go and be paid to the Party who shall appear to the said Justice to be injured by the Default of such Person.

Juryman or Witnesses refusing to attend, &c. Penalty.

Verdicts to be recorded at Quarter Sessions.

XLII. And be it further enacted, That all the said Judgments and Verdicts (being first signed by the Clerk of the Peace or his Deputy present at the taking of such Verdicts and pronouncing of such Judgments respectively) shall be kept by the respective Clerks of the Peace amongst the Records of the Quarter Sessions of the County, as the Case shall require, and shall be deemed to be Records of the said Quarter Sessions to all Intents and Purposes whatsoever; and the same or true Copies thereof shall be allowed to be good Evidence, and all Persons shall have Liberty to inspect the same, paying for such Inspection the Sum of One Shilling, and to take Copies thereof, paying for every Copy the Sum of Sixpence for every One hundred Words, and so in proportion for any less Number of Words.

Copies Evidence.

Inspection. Fee.

Power to Commissioners to enter upon and take Possession of Lands, &c. on Payment or Tender of Purchase Monies.

XLIII. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties, or determined and adjusted by any Jury or Juries in manner aforesaid, for the Purchase of any such Lands, Tenements or Hereditaments, to the Proprietor or Proprietors of such Lands and other Hereditaments and Premises, or such other Person or Persons as shall be interested therein, or entitled to receive such Money or Compensation respectively, at any time after the same shall have been so agreed for, determined or awarded, if the Person or Persons so entitled or interested, or any of them, cannot be found, or shall refuse to receive the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners, or shall refuse to execute a Conveyance or Conveyances of the Premises which shall be required for the Purposes of this Act, then upon Payment of the said Sum or Sums of Money into the Bank of *England*, as hereafter directed and required (in case the same shall be requisite), for the Use of such Person or Persons so interested or entitled as aforesaid, it shall be lawful for the said Commissioners and their Agents, Servants and Workmen, or any other Persons authorized by them in their behalf, immediately to enter upon such Lands, Grounds and other Hereditaments respectively;

ively; and the Fee ſimple and Inheritance thereof, together with the yearly Profits thereof, and all the Eſtate, Uſe, Truſt and Intereſt of any Perſon or Perſons therein, ſhall from thenceforth be veſted in ſuch Perſon or Perſons in ſuch manner as directed in and by this Act, or as may be declared in any Sentence of Conſecration under the Proviſions of this Act, to and for the Purpoſes of this Act for ever; and ſuch Tender, Payment or Inveſtiture ſhall not only bar all Right, Title, Claim, Intereſt and Demand of the Perſon or Perſons to whom the ſame ſhall or ought to have been made, but alſo ſhall extend to and ſhall be deemed and conſtrued to bar the Dower of the Wife, and of every ſuch Perſon, and all Eſtates Tail, and other Eſtates in Reverſion and Remainder of his, her or their Iſſue, and of every other Perſon, and all Incumbrancers whomſoever therein: Provided nevertheleſs, that before ſuch Payment it ſhall not be lawful for the ſaid Commiſſioners, or any Perſon acting under their Authority, to dig into ſuch Lands or Grounds for the Purpoſe of making any Foundation, or building any Church or Chapel, without Leave of the reſpective Owners or Occupiers thereof in Writing under their reſpective Hands.

Tender and Payment, &c. to bar all Rights, Dower, &c.

Commiſſioners not to dig for Foundation, &c. till Payment.

XLIV. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements or Hereditaments, or for any other Matter, Right or Intereſt of what Nature or Kind ſoever, purchaſed, taken or uſed by virtue of the Powers of this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, Perſon or Perſons under any Diſability or Incapacity as hereinbefore mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Commiſſioners for building Churches, together with the Name or Names of ſuch Perſon or Perſons as any Three of the Commiſſioners ſhall, by Writing ſigned by them, direct and appoint, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements or Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrance or Part thereof as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements or Hereditaments, or affecting other Lands, Tenements or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Intents or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements or Hereditaments, which ſhall be conveyed to, for and upon ſuch and the like Uſes, Truſts, Intents and Purpoſes, and in the ſame manner, as the Lands, Tenements or Hereditaments, which ſhall be ſo purchaſed, taken or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the meantime, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order

Application of Compenſation when it ſhall amount to or exceed 200l.

Order upon Petition.

of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the said Consolidated or Reduced Bank Annuities shall from time to time be paid, by Order of the said Court, to the Person or Persons who would for the time being have been entitled to the Rents and Profits of the said Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

When less than 200l. and exceeding 20l.

XLV. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchased, taken or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the time being entitled to the Rents and Profits of the Lands, Tenements or Hereditaments so purchased, taken or used, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the Court of Chancery, and to be placed to his Account as aforesaid, in order to be applied in manner hereinbefore directed; or otherwise the same shall be paid, at the like Option, to Three Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the said Commissioners, such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties, in order that such Principal Money and the Dividends arising thereon may be applied in manner hereinbefore directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

When less than 20l.

XLVI. Provided always, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the time being have been entitled to the Rents and Profits of the Lands, Tenements or Hereditaments so purchased, taken or used for the Purposes of this Act, as the said Commissioners or any Three or more of them shall think fit; or in case of Infancy or Lunacy, then to his, her or their Guardian or Guardians, Committee or Committees, and to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Title,

XLVII. And be it further enacted, That in case the Person or Persons to whom such Sum or Sums of Money shall be so ordered to be paid as aforesaid, shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners or any Five of them, or shall refuse to execute such Conveyance or Conveyances; or in case such Person or Persons to whom such Sum or Sums of Money shall be so ordered to be paid as aforesaid cannot

or if Persons intitled cannot be

be

be found; or if the Perſon or Perſons entitled to ſuch Lands, Tenements or Hereditaments, be not known or diſcovered; then and in every ſuch Caſe it ſhall be lawful for the ſaid Commiſſioners or any Five or more of them to order the ſaid Sum or Sums ſo awarded to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties intereſted in the ſaid Lands, Tenements or Hereditaments [deſcribing them], ſubject to the Order, Control and Diſpoſition of the ſaid Court; which ſaid Court, on the Application of any Perſon or Perſons making claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary Way of Proceeding or otherwiſe, as to the ſaid Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, or to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt of the Perſon or Perſons making claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

found, Purchaſe Money to be paid into the Bank,

ſubject to the Order of the Court of Chancery by Motion or Petition.

Caſhier of the Bank to give a Receipt for ſuch Money.

XLVIII. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands, Tenements or Hereditaments, or of any Eſtate, Right or Intereſt in any Lands, Tenements or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements or Hereditaments at the time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid and applied and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements or Hereditaments, or to ſome Eſtate or Intereſt therein.

Where Queſtion touching Title to Money, the Perſon who ſhall be in Poſſeſſion of the Lands, &c. at the time of ſuch Purchaſe, ſhall be deemed entitled according to ſuch Poſſeſſion.

XLIX. Provided alſo, and be it further enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons or Corporation entitled to any Lands, Tenements or Hereditaments to be purchaſed under the Authority of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid Court, and to be applied in the Purchaſe of other Lands, Tenements or Hereditaments, to be ſettled to the like Uſes in purſuance thereof

The Court may order reaſonable Expences of Purchaſes to be paid by the Commiſſioners.

reſpectively, it ſhall be lawful for the ſaid Court to order the Expences of all Purchaſes from time to time to be made in purſuance of this Act, or ſo much of ſuch Expences as the Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Commiſſioners, who ſhall from time to time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Mortgagees not in Poſſeſſion to convey on Tender of Principal and Intereſt, and Three Months' further Intereſt, by Commiſſioners; or on Notice at Two Months.

L. And be it further enacted, That all and every Perſon and Perſons, who ſhall have any Mortgage or Mortgages on any Lands, Tenements and Hereditaments to be taken or uſed for the Purpoſes of this Act, not being in Poſſeſſion thereof by virtue of ſuch Mortgage or Mortgages, ſhall, on the Tender of the Principal Money and Intereſt due thereon, together with the Amount of Three Calendar Months' Intereſt on the ſaid Principal Money, by the ſaid Commiſſioners, or by ſuch Perſon or Perſons as they ſhall appoint, immediately convey, aſſign and transfer ſuch Mortgage or Mortgages to the ſaid Commiſſioners, or to ſuch Perſon or Perſons as they ſhall appoint; or in caſe ſuch Mortgagee or Mortgagees ſhall have Notice in Writing from the ſaid Commiſſioners, or from ſuch Perſon or Perſons as they ſhall appoint, that they will pay off and diſcharge the Principal Money and Intereſt which ſhall be due on the ſaid Mortgage or Mortgages at the End or Expiration of Two Calendar Months (to be computed from the Day of giving ſuch Notice), that then at the End of the ſaid Two Calendar Months, on Payment of the Principal and Intereſt ſo due, ſuch Mortgagee or Mortgagees ſhall convey, aſſign and transfer his, her or their Intereſt in the Premiſes to the ſaid Commiſſioners, or to ſuch Perſon or Perſons as ſhall be appointed in Truſt for them; and in caſe ſuch Mortgagee or Mortgagees ſhall refuſe to convey and aſſign as aforeſaid on ſuch Tender or Payment, that then all Intereſt on every ſuch Mortgage ſhall from thenceforth ceaſe and determine: Provided always, that in caſe the Sum due upon any ſuch Mortgage or Mortgages, with all Intereſt due thereon, ſhall amount to more than the real Value of the Premiſes, to be aſcertained as directed by this Act, then the ſaid Commiſſioners ſhall not be liable to pay the Mortgagee or Mortgagees more than the real Value of ſuch Premiſes ſo aſcertained as aforeſaid: Provided alſo, that in caſe any ſuch Mortgagee ſhall neglect or refuſe to convey or aſſign as aforeſaid, then upon Payment of the Principal Money and Intereſt due on any Mortgage as aforeſaid into the Bank of *England*, at the End of Two Calendar Months from the Day of giving ſuch Notice as aforeſaid, for the Uſe of the Mortgagee or Mortgagees, the Caſhier or Caſhiers of the Bank ſhall give a Receipt or Receipts for the ſaid Money in like manner as is hereinbefore directed in Caſes of other Payments into the Bank; and thereupon all the Eſtate, Right, Title, Intereſt, Uſe, Truſt, Property, Claim and Demand of the ſaid Mortgagee or Mortgagees, and of all and every Perſon and Perſons in Truſt for him, her or them, ſhall veſt in the ſaid Commiſſioners, and they ſhall be deemed to be in the actual Poſſeſſion of the Premiſes comprized in ſuch Mortgage or Mortgages, for the Purpoſes of this Act, to all Intents and Purpoſes whatſoever: Provided alſo, that if ſuch Mortgage or Mortgages comprize any other Lands, Tenements or Hereditaments than thoſe which ſhall be ſo purchaſed or taken by the ſaid Commiſſioners, ſuch Mortgagee or Mortgagees ſhall, upon Payment or Tender of the

Proviſo where Mortgage Money more than the Value of the Premiſes.

Proviſo where Mortgage comprizes Lands other than thoſe taken by the Commiſſioners.

Sum

Sum ſo aſcertained as the Value of the ſaid Lands, Tenements or Hereditaments as aforeſaid, forthwith convey, aſſign and transfer his, her or their Intereſt in ſuch Lands, Tenements or Hereditaments to the ſaid Commiſſioners hereby incorporated, or to ſuch Perſon or Perſons as ſhall be appointed in Truſt for them; and in Default of their doing ſo, and on Payment of ſuch Money into the Bank of *England*, for the Uſe of the Mortgagee or Mortgagees, the Caſhier or Caſhiers of the Bank ſhall give ſuch Receipt or Receipts as above mentioned, and thereupon all the Eſtate, Right, Title, Intereſt, Uſe, Truſt, Property, Claim and Demand of the ſaid Mortgagee or Mortgagees, and of all and every Perſon and Perſons in Truſt for them, in the ſaid Lands, Tenements or Hereditaments, the Value whereof ſhall have been ſo aſcertained and paid into the Bank as aforeſaid, ſhall veſt in the ſaid Commiſſioners, and they ſhall be deemed to be in the actual Poſſeſſion of the ſaid Premiſes to all Intents and Purpoſes whatſoever, and ſuch Sums of Money ſhall be deducted from the Amount of the Principal and Intereſt due to ſuch Mortgagee or Mortgagees by virtue of ſuch Mortgage or Mortgages.

'LI. And Whereas the ſaid Commiſſioners may purchaſe Lands 'to be made uſe of for the Purpoſes of this Act, and it may happen 'that no Church or Chapel ſhall be built thereon, and by reaſon 'thereof the ſame ſhall not be conſecrated and devoted for ever to 'Eccleſiaſtical Purpoſes under this Act, and it may in ſuch Caſe 'become neceſſary to reſell the ſame;' Be it therefore further enacted, That it ſhall be lawful for the ſaid Commiſſioners, by Indenture under the Hands and Seals of any Five or more of them, to grant and convey, by way of abſolute Sale, for a Conſideration in Money, ſuch Lands, Tenements or Hereditaments, or any ſuch Part or Parts thereof as ſhall not be wanted for the Purpoſes of this Act; and all ſuch Conveyances from the ſaid Commiſſioners ſhall be valid and effectual, any thing in this Act contained, or any other Law, Statute or Cuſtom to the contrary thereof in anywiſe notwithſtanding; and upon Payment of the Money which ſhall ariſe by Sale or Sales of ſuch Lands, Tenements and Hereditaments, it ſhall and may be lawful for the Secretary for the time being to the ſaid Commiſſioners to ſign and give Receipts for the Money for which the ſame ſhall be ſold, which Receipts ſhall be ſufficient Diſcharges to any Perſon or Perſons for the Purchaſe Money for which ſuch Lands or Buildings ſhall be ſo ſold, or for ſo much thereof as in ſuch Receipts ſhall be acknowledged or expreſſed to be received, and ſuch Perſon or Perſons ſhall not afterwards be anſwerable or accountable for any Loſs, Miſapplication or Nonapplication of ſuch Purchaſe Money or any Part thereof: Provided always, that the ſaid Commiſſioners, before they ſhall ſell and diſpoſe of ſuch Lands, Tenements or Hereditaments, ſhall firſt offer to reſell the ſame to the Perſon or Perſons from whom they ſhall have purchaſed the ſame, or would have been then entitled thereto, in caſe the ſame had not been purchaſed by the ſaid Commiſſioners, the Price at which the ſame ſhall be reſold being adjuſted and ſettled by a Jury, in like manner as the Price for any Land to be taken in purſuance of this Act is hereinbefore directed to be ſettled, in caſe of Difference or Diſpute as to the Value thereof; and if ſuch Perſon or Perſons ſhall not agree, or ſhall refuſe to repurchaſe the ſame, it ſhall and may be lawful to and for any Perſon or Perſons, not intereſted in the Premiſes, to make an Affi-

Commiſſioners empowered to reſell Lands not wanted.

Firſt Offer of Reſale to be made to the Perſons of whom the Lands were bought.

davit, to be ſworn before a Maſter Extraordinary of the High Court of Chancery, or before One of His Majeſty's Juſtices of the Peace for the County where ſuch Lands ſhall be ſituate, ſtating that ſuch Offer was made by or on behalf of the ſaid Commiſſioners, and that ſuch Perſon or Perſons did not agree or refuſe to purchaſe ſuch Lands or Buildings, as the Caſe may be; and ſuch Affidavits ſhall in all Courts be ſufficient Evidence and Proof that ſuch Offer was made, and not agreed to, or refuſed.

Allowing Commiſſioners to procure Sites for Churches for Pariſhes already empowered, or who are deſirous to build, &c. without Aid from the Commiſſioners.

LII. And be it further enacted, That in every Caſe in which any Pariſh or Extra Parochial Place is or ſhall be empowered by any Act or Acts of Parliament to build any Church or Chapel, or enlarge any exiſting Church or Chapel, and alſo in every Caſe in which any Pariſh or Extra Parochial Place ſhall be deſirous of building any Church or Chapel, or enlarging any exiſting Church or Chapel, and defraying the Expence thereof without any Aid from the Commiſſioners in that behalf, and are not able to procure a fit and proper Site for ſuch new Church or Chapel, or for the enlarging ſuch exiſting Church or Chapel, by reaſon of the Inability of any Perſon or Perſons, Body or Bodies, intereſted in ſuch Site or any Part thereof, to convey or make a good Title to the ſame, freed and diſcharged from all Incumbrances, or ſhall be unwilling to treat for the Sale thereof, or cannot agree for ſuch Sale and Purchaſe, then and in every ſuch Caſe it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered, if, upon Application made for that Purpoſe, and upon a Statement of all the Circumſtances of the Caſe, they ſhall think it proper and expedient to proceed, under the Proviſions of this Act, to procure ſuch Site, and the Expence of procuring ſuch Site ſhall be chargeable and charged upon the Pariſh or Extra Parochial Place making ſuch Application, in like manner as in Caſes of Money advanced for Sites under this Act; and all the Powers, Authorities, Proviſions and Regulations and Clauſes in this Act contained, in relation to procuring Sites for Churches to be built under the Proviſions thereof, ſhall extend and apply to the procuring and taking of ſuch Sites as fully in any reſpect as if ſuch Churches or Chapels were built under the Proviſions of this Act.

Commiſſioners not to take certain Premiſes without Leave of Owners, &c.

LIII. Provided always, and be it further enacted, That nothing in this Act contained ſhall empower the ſaid Commiſſioners to take any private Dwelling Houſe or Offices, or Garden, Orchard, Yard, Park, Pleaſure Ground, Paddock or Planted Walk or Avenue appurtenant thereto, without the Conſent of the Owners and Occupiers thereof.

Commiſſioners may advance Money to Pariſhes to purchaſe Sites.

LIV. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners to advance Money to any Pariſh or Extra Parochial Place to purchaſe any Site or Sites, in caſe, from the Amount of the Sum, or the State of the Pariſh or Extra Parochial Place as to its Population, Parochial Rates and other Circumſtances, it may appear to the Commiſſioners to be proper to make ſuch Advance; and the Commiſſioners ſhall in every ſuch Caſe aſſign Periods for Repayment of all Money ſo advanced, by Inſtalments within Ten Years.

If Pariſh does not procure a Site, Commiſſioners may, and charge the Expence upon the Pariſh, &c.

LV. And be it further enacted, That if no Site ſhall be provided in any Pariſh or Extra Parochial Place, and duly notified to the ſaid Commiſſioners, within Six Months after Notice ſhall have been given by the ſaid Commiſſioners that a Site would be required in ſuch Pariſh or Extra Parochial Place, it ſhall be lawful for the ſaid Commiſſioners,

Commiſſioners, and they are hereby empowered to purchaſe a Site, and charge the Expence of ſuch Purchaſe upon the Rates raiſed or to be raiſed under the Proviſions of this Act in ſuch Pariſh or Extra Parochial Place, giving Notice of the Amount, and of the Periods within which the Repayment by Inſtalments will be required.

Sums expended in purchaſing Sites, or advanced to Pariſhes by Commiſſioners, to be charged upon and paid out of the Church Rates.

LVI. And be it further enacted, That the Church Rates of the Pariſh ſhall in all Caſes be and be deemed in Law to be the Security for the Repayment of all Money expended by the Pariſh in providing any Site or Sites, or advanced by the Commiſſioners to any Pariſh under the Proviſions of this Act, or paid by the Commiſſioners in Caſes of Neglect in providing Sites; and all ſuch Sums of Money ſo expended or advanced under the Proviſions of this Act, in carrying into Execution the Purpoſes thereof in any Pariſh, ſhall be and are hereby made chargeable and charged upon ſuch Rates; and the Churchwardens ſhall in every ſuch Caſe make, and they are hereby required and empowered to make, proper and ſufficient Rates for repaying ſuch Expences and Advances within the Periods or at the times which ſhall be ſpecified by the Commiſſioners under the Authority of this Act in that behalf.

In what caſe Rates may be raiſed by Juſtice of Peace in Extra Parochial Places for the Purpoſes of Act.

LVII. And be it further enacted, That in every Caſe in which any Sum or Sums of Money ſhall have been expended in purchaſing any Site or Sites for any Church or Churches, or Chapel or Chapels, or advanced by the Commiſſioners under the Proviſions of this Act, for any Extra Parochial Place in which no Church Rates ſhall be made, raiſed or collected, it ſhall be lawful for the ſaid Commiſſioners to require any Juſtice or Juſtices acting in or for the Diviſion of the County in which ſuch Extra Parochial Place ſhall be, and every ſuch Juſtice or Juſtices ſhall, from time to time as the Caſe may require, appoint Two or more proper Perſons to make, raiſe, collect and levy Rates for making all ſuch Payments and Repayments as may be required under the Proviſions of this Act; and all ſuch Perſons ſo appointed ſhall have all ſuch and the like Powers and Authorities for making, raiſing, levying and collecting and enforcing Payment of any ſuch Rates, as any Churchwardens have by Law in that behalf, and are hereby required and empowered to make, raiſe, levy and collect ſufficient Rates for making ſuch Payments and Repayments as aforeſaid; and all Sums ſo expended or advanced ſhall be charged upon ſuch Rates, and paid thereout at ſuch Times, and in like manner and under the like Proviſions, as if ſuch Place had been and was a Pariſh in which Church Rates were made, levied and collected by Law; and all ſuch Rates ſhall be deemed in Law Church Rates for the Purpoſes of this Act, and made, raiſed, levied, collected and accounted for as ſuch; and all Acts of Parliament, and Clauſes, Proviſions, Regulations, Penalties and Forfeitures contained in any Act or Acts of Parliament, and all Powers, Authorities and Laws, Eccleſiaſtical or others, for the making, raiſing, levying, collecting and accounting for Church Rates, ſhall apply and be enforced for the making, raiſing, levying and collecting ſuch Rates in any ſuch Extra Parochial Place from time to time, when and ſo often as it ſhall be or become neceſſary to make or raiſe any ſuch Rates for the Purpoſes of this Act.

Such Rates deemed Church Rates.

Churchwardens, &c. may borrow Money on Credit of Rates.

LVIII. And be it further enacted, That it ſhall be lawful for the Churchwardens of any Pariſh, or Perſons appointed in any Extra Parochial Place, with the Conſent in any Pariſh of the Veſtry or Select Veſtry,

Veſtry, or Perſons poſſeſſing, under any Act or Acts of Parliament, the Powers of Veſtry, and with the Conſent in any Extra Parochial Place of the Majority of the Perſons who would be entitled to vote in Veſtry, if the ſame had been a Pariſh aſſembled at any Meeting called for that Purpoſe, with Notice given in the Church or Chapel of the Extra Parochial Place, or in the Church or Chapel neareſt adjoining thereto, to borrow any Money upon the Credit of the Rates of the Pariſh or Extra Parochial Place ſo to be made as aforeſaid; and they are hereby empowered and required, in any Caſe in which ſuch Money ſhall have been borrowed, to raiſe by Rate a Sum ſufficient, from time to time, to pay the Intereſt of the Money ſo borrowed, and One twentieth Part of the principal Sum borrowed out of the Produce of ſuch Rates, until the whole of the Money ſo borrowed ſhall be repaid.

And alſo Money for the Enlargement of exiſting Churches or Chapels.

LIX. And be it further enacted, That it ſhall and may be lawful for the Churchwardens of any Pariſh, with the Conſent of the Veſtry or Select Veſtry, or Perſons poſſeſſing the Powers of Veſtry, and with the Conſent of the Biſhop and Incumbent, and they are hereby authorized and empowered, to borrow and raiſe, upon the Credit of the Rates of any ſuch Pariſh, ſuch Sum or Sums of Money as ſhall be neceſſary for defraying the Expence or any Part of the Expence of enlarging or otherwiſe extending the Accommodation in the then exiſting Churches or Chapels of ſuch Pariſh; and to make Rates for the Payment of the Intereſt of ſuch Sum or Sums of Money ſo to be borrowed and raiſed, and for providing a Fund of not leſs than the Amount of the Intereſt upon the Sum advanced for the Repayment of the Principal thereof; or for repaying ſuch Principal in ſuch manner and at ſuch Times and in ſuch Proportions as ſhall be agreed upon with the Perſons advancing any ſuch Money: Provided always, that One Half of the additional Accommodation which ſhall be obtained by any ſuch Expenditure ſhall be allotted to unincloſed or free Seats.

Fund for Repayment.

No Application to be made for building, &c. by means of Rates, unleſs with Conſent of Majority of Inhabitants paying Poor Rates; or where there is a Select Veſtry, then with Conſent of not leſs than Four Fifths of ſuch Veſtry; and alſo with Conſent of Two thirds in Value of the Proprietors of Lands, &c.

LX. Provided always, and be it further enacted, That no Application and Offer to build or to enlarge any Church or Chapel, either wholly or in part, by means of any Rates upon any Pariſh, ſhall be made, unleſs the major Part of the Inhabitants and Occupiers aſſeſſed to the Relief of the Poor, in Veſtry aſſembled, ſhall conſent thereto, or where any Pariſh ſhall be under the Care and Management of any Select Veſtry, or other Select Body, then with the Conſent of not leſs than Four Fifths of ſuch Select Veſtry, by whatever Name the ſame may be called, ſuch Conſent to be certified to ſome Juſtice of the Peace acting for the Diviſion in which ſuch Pariſh or Extra Parochial Place ſhall be ſituated, by One or more of the Overſeers of the Poor of the Pariſh or Place in reſpect of which the Application ſhall be made; nor unleſs Two third Parts in Value of the Proprietors of Meſſuages, Lands and Tenements within ſuch Pariſh (whether for Eſtates of Freehold or Copyhold, or by virtue of Leaſes for Terms of not leſs than Fifteen Years abſolute, or determinable upon a Life or Lives,) ſhall have conſented thereto; ſuch Conſents to be given by Writing under the Hands of all Perſons and Corporations Sole, and the Conſent of every Corporation Aggregate, under the Hand of the Preſident, Head or Chief Member thereof for the time being, and the Conſents of Femes Covert, Minors, Inſane Perſons and Perſons out of the Kingdom, by and under the Hands of their reſpective

Husbands, Guardians, Committees, Trustees, Attornies or Agents, who are respectively authorized to give such Consents, and the Consent of the major Part of the Trustees for any charitable or other Purpose, shall be sufficient in respect of the Trust Estate.

Churchwardens of Parish where Church, &c. built may raise Rates for the Purpose.

LXI. Provided also, and be it further enacted, That it shall be lawful for the Churchwardens of the Parish or Extra Parochial Place in which any such Church or Chapel shall be built, upon any such Application of the Parishioners or Inhabitants of an Extra Parochial Place as aforesaid, and they are hereby authorized and required, to make Rates for the raising the Portion stated in any such Application to be provided by means of Rates, if the Church or Chapel is proposed to be built partly by Subscription and partly by such Rates; or for raising the Sum necessary for the building any such Church or Chapel, if the whole Expence is proposed to be defrayed by Rates; or to borrow any such Sums upon the Credit of any such Rates; and in every such Case to make Rates for the Payment of the Interest of any Monies advanced for the building any such Church or Chapel upon the Credit of the Rate, and for providing a Fund of not less than the Amount of the Interest upon the Sum advanced for the Repayment of the Principal thereof, or for repaying such Principal in such manner and at such times and in such Proportions as shall be agreed upon with the Persons advancing any such Money.

Commissioners may build Churches upon such Plans as they shall think most convenient.

LXII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, to build or cause to be built Churches or Chapels, under the Provisions of this Act, upon such Plans as they shall deem most expedient for the affording fit and proper Accommodation for the largest Number of Persons at the least Expence; and such Part of every such Church or Chapel as the Commissioners, with the Consent of the Bishop of the Diocese, signified under his Hand and Seal, shall direct, arranged in Pews, to be disposed of and let under the Provisions of this Act; and the Part not so arranged shall remain and be assigned for free Seats, to be used by the Parishioners or Inhabitants of the Parish, District, or Extra Parochial Place in which such Church or Chapel shall be built or acquired, without any Payment whatever.

Consent of Bishop.

Commissioners may settle Amount of Rents of Pews; Application of Produce.

LXIII. And be it further enacted, That it shall be lawful for the said Commissioners to make such Orders as they shall deem expedient as to the Amount of Rent to be reserved for each Pew or Seat in any such Church or Chapel; and the Produce of such Rents shall form a Fund, out of which Provision shall be made for the Spiritual Person appointed to serve the Church or Chapel, and for a Clerk.

Commissioners to assign Stipends to Clergymen out of Pew Rents; by whom Differences between Commissioners and Bishop as to Stipends decided.

LXIV. And be it further enacted, That it shall be lawful for the said Commissioners to assign out of Pew Rents a proper Stipend to the Spiritual Person serving any such Church or Chapel, with Consent of the Bishop of the Diocese, regard being had to the Extent and Population of the District assigned to the Church or Chapel, and the Sum which may probably be necessary to enable such Spiritual Person to procure a Residence in the District, and to all other Circumstances; and the said Commissioners may also assign Salaries to the Clerks of such Churches or Chapels; and if the Commissioners and Bishops do not agree as to the Amount of any such Stipend, such Amount shall be settled by the Archbishop of the Province.

LXV. And

Biſhops may direct the Performance of a Third Service, with a Sermon, under certain Circumſtances.

LXV. And be it further enacted, That in any Pariſh or Extra Parochial Place in which it ſhall appear to the Biſhop of the Dioceſe that the Churches or Chapels now exiſting, or which may be built or provided under any of the Proviſions of this Act, do not or will not afford ſufficient Accommodation for the Pariſhioners or Inhabitants thereof to attend Divine Service, according to the Rites of the United Church of *England* and *Ireland*, and in which ſuch Biſhop ſhall be of opinion that it is expedient that additional Accommodation ſhould be provided for ſuch Purpoſe, and that ſuch Purpoſe would be anſwered by the Celebration, on *Sundays*, and on the great Feſtivals, of a Third or additional Divine Service, being either the Morning or Evening Service of the United Church of *England* and *Ireland*, as ſhall be directed by the Biſhop of the Dioceſe, with a Sermon, in the Churches or Chapels exiſting at the time of paſſing this Act, or by the Celebration of a Third or additional Service as aforeſaid, with a Third Sermon, in any Church or Chapel which may be built or provided under any of the Proviſions of this Act, it ſhall be lawful for ſuch Biſhop to require the Incumbent of every ſuch Pariſh, Diſtrict Pariſh or Extra Parochial Place, to nominate to him a proper Perſon to be licenſed to ſerve as a Curate in the exiſting Church or Chapels, for the Performance of ſuch additional or Third Service with a Sermon, or in any Church or Chapel which may be built or provided as aforeſaid, for the Performance of ſuch additional or Third Service with a Third Sermon; and ſuch Incumbent ſhall within Six Months after ſuch Requiſition nominate ſuch Curate to the Biſhop to be licenſed, and in default of ſuch Nomination ſuch Biſhop is hereby empowered to nominate and licenſe a proper Curate for the Purpoſe aforeſaid; and the ſaid Biſhop is hereby empowered to require the Churchwardens of every ſuch Church or Chapel to let for the ſaid additional Service ſuch Proportion of the Pews of ſuch Church or Chapel, not being a Pew held by Faculty or Preſcription, and at ſuch Rates, as in the Opinion of ſuch Biſhop ſhall be ſufficient to afford a competent Salary to ſuch Curate, and ſuch Churchwardens are hereby empowered and required ſo to let the ſame, and to raiſe and levy, in the manner directed by this Act, the Rents from the Perſons who may take the Pews, reſerving ſuch Number of Sittings as free Seats, as to ſuch Biſhop ſhall appear expedient, not being leſs than One fourth: Provided always, that if in any Pariſh, Diſtrict Pariſh or Place as aforeſaid, any Number of Perſons ſhall repreſent to ſuch Biſhop that they are willing to provide by Subſcription ſuch an annual Sum as may be ſufficient to afford a competent Salary to a Curate for the Performance of ſuch additional Service with a Sermon, or for the Performance of ſuch additional Service with a Third Sermon; and if the Biſhop ſhall be of Opinion that ſuch Mode of providing a Salary for ſuch Curate is more expedient than the raiſing of ſuch Salary by Pew Rents, it ſhall be lawful for ſuch Biſhop, and he is hereby empowered, to require the Incumbent of ſuch Church or Chapel to nominate a Curate to him as aforeſaid, and in default to appoint a Curate himſelf: Provided always, that ſuch Curate ſo nominated and licenſed for the Performance of ſuch Third Service as aforeſaid ſhall be ſubject to all Juriſdiction, Laws, Statutes and Proviſions to which Stipendiary Curates are ſubject, except ſo far as relates to the Amount of Salary, and the Mode of raiſing and paying

Proportion of Pews to be let for ſuch Third Service.

Proviſo for offer of Pariſhioners to provide for the ſame by Subſcription.

Curates for ſuch Third Service ſubject as Stipendiary Curates.

the ſame, which ſhall be regulated according to the Proviſions of this Act.

Subſcribers intitled to Pews.

LXVI. And be it further enacted, That in caſe of ſuch Proviſion for the Performance of an additional or Third Service being made by Subſcription, that every Perſon ſo ſubſcribing, being a Pariſhioner, ſhall have the Option of any Pew in ſuch Church or Chapel, not being a Pew held by Faculty or Preſcription, for the time of ſuch additional Service and Sermon, according to the Amount of his or their reſpective Subſcriptions; or, in caſe of Equality of the Sums ſubſcribed, according to the Date of his or their Subſcriptions; and ſhall continue to hold ſuch Pew ſo long as he or they ſhall pay ſuch Subſcription, and no longer: Provided alſo, that if at any future time the whole Amount of ſuch Subſcription ſhall fail to produce ſuch a Sum as ſhall be deemed by ſuch Biſhop a competent Salary for ſuch Curate, ſuch Biſhop ſhall and may in ſuch caſe authorize and require the Churchwardens to raiſe, by letting a Proportion of the Pews as aforeſaid, ſuch Sum or further Sums as may be ſufficient for making up the ſaid Salary: Provided always, that the Salary to be given to ſuch Curate for the Performance of the ſaid additional Service with Sermon ſhall in no Caſe, except when raiſed entirely by Subſcription, exceed the Sum of Eighty Pounds *per Annum*.

Proviſo where Subſcriptions do not produce ſufficient Salary for Curate.

Amount of Salary.

Patronage of Diſtrict Churches to be in Patron of Pariſh Church.

LXVII. And be it further enacted, That the Nomination or Appointment of the Spiritual Perſon to ſerve all ſuch Diſtrict Churches and Chapels ſhall belong to the Patron of the Church of the Pariſh or Extra Parochial Place out of which ſuch Diſtrict ſhall be taken; and the Spiritual Perſon ſo preſented and inſtituted or licenſed (as the Caſe may be) by the Biſhop of the Dioceſe ſhall be ſubject to the ſame Juriſdiction and Viſitation as the Incumbent of the Pariſh now is.

In what caſe Nomination of Miniſter of Chapel in Incumbent.

LXVIII. Provided always, That in any Caſe in which any Chapel ſhall be built, either wholly or in part, by means of any Rates to be raiſed in any Pariſh, the firſt and ſubſequent Nominations of the Miniſter of the Chapel ſhall be in the Incumbent of the Church of the Pariſh or Extra Parochial Place in which ſuch Chapel ſhall be built.

Proviſo for Rights of Brazen Noſe College to preſent Clerks to Churches within the Pariſh of Stepney.

LXIX. Provided always, That nothing in this Act contained ſhall extend to or affect the Right of the Principal and Scholars of the *King's Hall* and College of *Brazen Noſe* in the Univerſity of *Oxford*, and their Succeſſors, to nominate and preſent from time to time fit Clerks to officiate in all Churches or Chapels built or to be built within the Pariſh of *Stebbunheath*, otherwiſe called *Stepney*, in the County of *Middleſex*; which Right was and is ſecured and confirmed to the ſaid Principal and Scholars, and their Succeſſors, by ſeveral Acts of Parliament made in the Ninth and Twelfth Years of the Reign of Her late Majeſty Queen *Anne*; but that the ſaid Right ſhall continue and remain to them in reſpect of all Churches or Chapels that may by virtue of this Act be built or conſtituted within the ſaid Pariſh, or within an Portion, Diviſion or Diſtrict thereof, or which by virtue of this Act may be ſeparated therefrom; any thing in this Act contained to the contrary notwithſtanding.

Repairs of Diſtrict Churches to be made by Rates upon the Diſtrict.

LXX. And be it further enacted, That the Repairs of all ſuch Diſtrict Churches or Chapels ſhall be made by the Diſtricts to which they reſpectively belong, by Rates to be raiſed within the Diſtrict, in like manner as in caſe of Repairs of Churches by Pariſhes; and every

every such District shall be deemed in Law a separate and distinct Parish for that Purpose; and the Repairs of all Chapels not made District Churches shall be made by the Parish in or for which the Chapels shall be built.

District to remain liable for Repairs of Parish Church for 20 Years.

LXXI. Provided always, and be it further enacted, That every such District shall remain nevertheless subject for Twenty Years, to be accounted from the Day upon which the District Church or Chapel shall be consecrated, to the Repair of the original Parish Church, and be deemed Part of the original Parish for all Purposes of such Repairs, and the making and levying of Rates for that Purpose; and from and after the Expiration of such Twenty Years, the Parish Church shall be repaired by the District of the Parish left as belonging to it after the other Divisions of Districts are made; and each District shall for ever thereafter make, raise, levy, collect and apply separate and distinct Rates for Repairs of the Church or Churches or Chapels of the District, as if a separate Parish.

Deeds, &c. for Clergymen's Salaries to be enrolled.

LXXII. And be it further enacted, That every Deed, Grant or Endowment for securing a Provision or Salary to the Spiritual Person serving any Church or Chapel under this Act, shall be enrolled in the Court of Chancery; and registered in the Registry of the Diocese.

Appointment of Churchwardens.

LXXIII. And be it further enacted, That Two fit and proper Persons shall be appointed to act as Churchwardens for every Church or Chapel built or appropriated under the Provisions of this Act, at the usual Period of appointing Parish Officers in every Year, and shall be chosen, One by the Incumbent of the Church or Chapel for the time being, and the other by the Inhabitant Householders entitled to vote in the Election of Churchwardens residing in the District to which the Church or Chapel shall belong, and of any Extra Parochial Place by such Inhabitant Householders as would be entitled to vote in the Election of Churchwardens if such Extra Parochial Place had been a Parish; and the Two Persons, when so elected Churchwardens, shall appear and be admitted and sworn according to Law, and shall collect and receive the Rents of the Seats and Pews, and pay the Stipends or Salaries appointed by the Commissioners to be paid to the Minister and Clerk of and belonging to the Church or Chapel for the time being, and also shall do, perform and execute all lawful Acts, matters and things necessary and requisite for and concerning the Repairs, Management, good Order and Decency of Behaviour to be kept and observed in the Church or Chapel by the Congregation thereof; and the Persons so to be appointed or chosen Churchwardens shall continue in their said Office until others shall be chosen in like manner in their Stead; and all the Persons so chosen Churchwardens are hereby authorized and empowered, in case of Non Payment of the Rents of the Seats and Pews of the Church or Chapel for which they shall be appointed, to enter upon and sell the same, or else to sue for and recover the same by Action or Actions for such Rents, in the Names of "The Churchwardens of the Church or Chapel of" [describing the same,] as the Case shall or may require, without specifying the Christian or Surnames of such Churchwardens; and no such Action shall abate by reason of the Death or Removal or going out of Office of any such Churchwarden.

To be admitted and sworn; their Duty,

and Power.

How to sue.

LXXIV. And

LXXIV. And be it further enacted, That the Churchwardens of every Parish in which any additional Chapel shall be built or provided under any of the Provisions of this Act, without making any Division thereof into separate Parishes or District Parishes, shall be and are hereby authorized and required to execute and do all such things as the Churchwardens to be appointed under the Provisions of this Act are authorized and required to do.

Churchwardens to act in Parishes where additional Chapels shall be built.

LXXV. And be it further enacted, That before the Consecration of any Church or Chapel under the Provisions of this Act, a Seat or Pew sufficient to hold Six Persons at least shall be set apart in the Body or Ground Floor of the Church or Chapel, and contiguous or near to the Pulpit, for the Use of the Minister of the Church or Chapel for the time being, and his Family; and other Seats in some other convenient Part of the Church or Chapel, not among the Free Seats, capable of containing not less than Four Persons, shall also in like manner be set apart for the Use of the Minister's Servants; and that Pews, Sittings, or Benches in every such Church or Chapel, to be marked with the Words "Free Seats," amounting in the whole to not less than One fifth Part of the whole of the Sittings in every such Church or Chapel which shall be built, either wholly or in part, out of any Rates, or with any Money raised upon the Credit of any Rates of the Parish or Extra Parochial Place, shall also be appropriated and set apart for the Use of poor Persons resorting thereto for ever; upon which Pews so to be set apart for the Minister, his Family and Servants, and the Pews, Sittings or Benches so appropriated for the Use of the Poor, no Rent or Assessment whatever shall at any time be charged or imposed.

Pews to be provided for Minister, &c. and Free Seats for poor Persons.

No Rent, &c. on the Pews of Minister and poor Persons.

LXXVI. And be it further enacted, That all Subscribers being Parishioners to any Church or Chapel built under the Authority of this Act shall have Choice of Pews at the Rates fixed by the Commissioners under the Provisions of this Act, in the Order of their Amount of Subscription; and as to Subscribers of the same Amount in the Order of their Subscription.

Subscribers to have Choice of Pews.

LXXVII. And be it further enacted, That all the Pews or Seats in every such Church or Chapel, (save and except the Pews and Seats particularly set down as Free Seats,) shall for ever be charged and chargeable with the several and respective yearly Rents or Sums set opposite to the Figures or Numbers marked upon each of the said Pews or Seats, as they shall be particularly numbered and set down in a List or Schedule to be made and signed by the Commissioners, and annexed to the Deed of Consecration of every such Church or Chapel; and which said respective yearly Rents or Sums shall be paid by the Possessors and Occupiers of the Pews or Seats to the Persons who shall from time to time be appointed the Churchwardens of the said Church or Chapel, by Two equal Half Yearly Payments in each Year, namely, on the *Monday* next after the Nativity of our Saviour *Christ*, and the Nativity of *Saint John the Baptist*, in the Vestry Room of the Church or Chapel, between the Hours of Nine in the Forenoon and Four in the Afternoon.

How Pews let to raise the Sum required for Ministers' Salaries, &c. are to be charged.

LXXVIII. Provided always, and be it further enacted, That it shall be lawful for the Churchwardens of any such Church or Chapel, at any time thereafter, with the Consent in Writing of the Incumbent, and of the Patron of the Church or Chapel respectively for the time being, and of the Bishop of the Diocese, to alter any such yearly Rent

Churchwardens may, with Consent of Incumbent, Patron and Bishop alter Pew Rents.

Rent or Sums; and in any ſuch caſe a new Liſt or Schedule of Rents or Sums, and the Pews or Seats upon which the ſame are reſpectively charged, ſhall be ſigned by the Churchwardens, Incumbent, Patron and Biſhop reſpectively, and ſhall be depoſited with the Deed of Conſecration of the Church or Chapel.

For the Recovery of Pew Rents Half Yearly.

LXXIX. And be it further enacted, That every Perſon or Perſons poſſeſſed of a Seat or Pew in every ſuch Church or Chapel, ſhall pay the Rents charged thereon as aforeſaid at Two equal Half Yearly Payments, to wit, on the *Monday* next after the Nativity of our Saviour *Chriſt*, and the Nativity of *Saint John the Baptiſt*, in every Year; and in caſe the Rent of any ſuch Pew or Seat or any Part thereof ſhall happen to be behind and unpaid by the Space of Three Months next after the ſame ſhall become due, and Notice in Writing demanding Payment thereof ſhall have been given to the Owner or Occupier of ſuch Seat or Pew, then the ſaid Churchwardens for the time being of the Church or Chapel ſhall and may either enter upon and hold ſuch Seat or Pew, or let the ſame to any other Perſon or Perſons, in ſuch manner as ſuch Churchwardens ſhall think proper, until the Rent ſo in Arrear, and all Coſts and Charges which ſhall have been occaſioned by the Nonpayment or in the Recovery thereof, ſhall be duly paid and ſatisfied; or otherwiſe to ſell the ſame Pews or Seats reſpectively by Public Auction to the beſt Bidder, and out of the Money thence ariſing pay and ſatisfy the ſaid Rent in Arrear, rendering the Overplus (if any), after deducting all reaſonable Coſts and Charges occaſioned by or in conſequence of ſuch Rent being in Arrear and in the Recovery thereof, to the Owner or Occupier of ſuch Pews or Seats reſpectively (as the caſe may be); or the ſaid Churchwardens, at their Diſcretion, may ſue for and recover the ſaid Rent ſo in Arrear by Action of Debt or upon the caſe, for the Uſe and Occupation of ſuch Pew or Seat, to be brought againſt the Owner or Owners, or any Occupier or Occupiers thereof, in the Name of "The Churchwardens of the Church or Chapel of" [deſcribing the Church or Chapel]; and no ſuch Action or Suit ſhall abate by reaſon of the Death, Removal or going out of Office of any Churchwarden.

Proceedings for Rent of Pews in Arrear.

No Opening to be made in any Church or Chapel for the Purpoſes of Burial; or Grave made in any Churchyard at a leſs Diſtance than 20 Feet from external Walls of the Church. Proviſo for Burials in Vaults. Penalty 50l.

LXXX. And be it further enacted, That it ſhall not be lawful to break up the Pavement, or to open the Soil beneath the ſame, within any Church or Chapel to be erected under the Proviſions of this Act, for the Purpoſes of Burial, or to make any Grave in any Cemetery or Churchyard thereunto adjacent or belonging, at any leſs Diſtance than Twenty Feet from the External Walls of ſuch Church or Chapel reſpectively: Provided always, that nothing herein contained ſhall extend or be conſtrued to extend to prevent the Burial of Dead Bodies in any Vault wholly arched with Brick or Stone, which may have been conſtructed for ſuch Purpoſes under any Church or Chapel, and to which the only Acceſs ſhall be by Steps on the Outſide of the external Walls thereof; and if any Burial ſhall take place, or any Grave be made, otherwiſe than is herein provided, the Perſon or Perſons ordering or cauſing the ſame to be made ſhall for every ſuch Offence, on Conviction thereof before any Two of His Majeſty's Juſtices of the Peace for the County or Place, forfeit and pay the Sum of Fifty Pounds, and in default of Payment thereof the ſame ſhall and may be levied and recovered, by Warrant under the Hand and Seal of ſuch Juſtices, by Diſtreſs and Sale of the Goods and Chattels of ſuch Offender or Offenders, rendering the Overplus (if any)

any) to the Owner thereof; of which Penalty one Moiety shall be given to the Informer, and the other Moiety to the Use of the Poor of the Parish.

Accounts to be annually laid before Parliament.

LXXXI. And be it further enacted, That Accounts shall annually be laid before both Houses of Parliament, of the Progress made by the said Commissioners in Execution of the Purposes of this Act, stating the Number of Churches or Chapels built or building, the Stipends assigned to the Incumbents or Curates thereof, the Money expended, and for what Purposes, and all such other Particulars as shall be necessary for explaining the Progress made in carrying the Purposes of this Act into Execution.

Commissioners may receive and send Letters duly directed free of Postage.

LXXXII. And be it further enacted, That the Commissioners for the Execution of this Act shall and may receive and send all Letters and Packets relating to the Execution of the Powers of this Act, free from the Duty of Postage, provided that such Letters and Packets shall be directed to "His Majesty's Commissioners appointed under "the Act for the building and promoting the building of additional "Churches;" and that all such Letters and Packets as shall be sent by the said Commissioners shall be dated from their said Office, and shall be signed on the Outside of such Letters and Packets by such Person as the said Commissioners for the Execution of this Act shall appoint, with the Consent of the said Commissioners of His Majesty's Treasury, or any Three or more of them, under such Restrictions and Regulations as the said Commissioners of His Majesty's Treasury shall think proper and direct.

Limitation of Actions for executing Act, and where to be brought, &c.

LXXXIII. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done by virtue of or in pursuance of this Act, until Fourteen Days' Notice thereof in Writing shall have been given to the Secretary for the time being of the said Commissioners, nor after a sufficient Satisfaction or a Tender thereof hath been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact committed; and such Action shall be brought in the said Court of Exchequer in *England*, and shall be laid in the County of *Middlesex*, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to be so done, or if such Action or Suit shall be brought after the time hereinbefore limited for bringing the same, or shall be brought without Fourteen Days' Notice thereof, or shall be brought in any other County or Place, or after a sufficient Satisfaction made or tendered as aforesaid, that then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of his, her or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for Costs of Suit in any other Cases by Law.

General Issue.

Treble Costs.

Proviso for Powers of Bishop, &c.

LXXXIV. Provided always, and be it further enacted and declared, That neither this Act, nor any thing herein contained, shall extend to invalidate or avoid any Ecclesiastical Law or Constitution of the Church of *England*, or to destroy any of the Rights or Powers belonging

longing to any Biſhop of any Dioceſe, or any Archdeacon, Chancellor or Official.

and for Exerciſe of Eccleſiaſtical Juriſdiction.

LXXXV. And be it further enacted and declared, That he and they reſpectively may at all times hereafter viſit, inſtitute and exerciſe Eccleſiaſtical Juriſdiction in all the Pariſhes to be erected or divided by virtue or in purſuance of this Act, or in any Part or Place within the ſame, as amply as they or any of them may do now therein, and in ſuch manner as in any other Pariſhes or Places within his or their Dioceſe or Juriſdiction reſpectively.

Act may be altered, &c. in this Seſſion.

LXXXVI. And be it further enacted, That this Act or any of the Proviſions thereof may be amended, altered or repealed by any Act or Acts to be paſſed in this preſent Seſſion of Parliament.

CAP. XLVI.

An Act for Relief of Perſons entitled to Entailed Eſtates, to be purchaſed with Truſt Monies, in that Part of the United Kingdom called *Ireland*. [30th *May* 1818.]

'WHEREAS by the Practice of Courts of Equity in that Part 'of the United Kingdom called *Ireland*, in Caſes in which 'Money under the Controul of ſuch Courts is ſubject to be laid out 'in the Purchaſe of Lands to be limited to Uſes capable of being 'barred by Fine, the ſaid Courts direct ſuch Money to be paid to 'the Party or Parties who could by Fine bar the Uſes to which ſuch 'Lands, in caſe the ſame had been purchaſed, would have been 'limited, and do not require or compel the actual Inveſtment of ſuch 'Monies in the Purchaſe of Lands, notwithſtanding other Perſons 'might take Eſtates or Intereſts therein if the ſame were purchaſed, 'and be entitled to hold ſuch Eſtates or Intereſts until ſuch Fine 'was actually levied: And whereas nevertheleſs, where Money under 'the Controul of the ſaid Courts is ſubject to be inveſted in the 'Purchaſe of Lands to be limited to Uſes not capable of being 'barred by Fine, but capable of being barred by Recovery, the ſaid 'Courts, according to the Practice thereof, refuſe to direct the ſame 'to be paid to the Party or Parties who, in caſe ſuch Lands had 'been purchaſed, could by Recovery have barred all the Uſes to 'which the ſame would have been limited, and require and compel 'the actual Inveſtment of ſuch Monies in a Purchaſe or Purchaſes 'of ſome Lands; and ſuch laſt mentioned Practice is attended with 'great Inconvenience and Expence to the Party or Parties who by 'a Recovery could bar the Uſes to which ſuch Lands are to be 'limited when purchaſed, and the Intereſt and Benefit of others, 'who might take Eſtates barrable by ſuch Recovery when ſuffered, 'is not according to ſuch laſt mentioned Practice materially pro-'moted or ſecured, and it may therefore be expedient to alter ſuch 'Practice: And whereas it may alſo be expedient to provide 'ſome ſatisfactory and ſummary Proceeding, whereby Truſtees 'poſſeſſed of Money ſubject to be laid out in Lands may be required 'in proper Caſes to pay ſuch Money to the Parties entitled, and 'under this Act to become entitled, to receive the ſame:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act,

Where Monies are under the

in

in all Cases where Money under the Controul of any Court of Equity, or of or to which any Individuals as Trustees are possessed or entitled, in that Part of the United Kingdom called *Ireland*, shall be subject to be invested in the Purchase of Freehold or Copyhold Hereditaments, or both, to be settled upon any Person or Persons in such manner that it would be competent, in case such Money had been invested in the Purchase of Real Estates, for the Person or Persons who would be the Tenant or Tenants of the first Estate or Estates Tail therein, either alone or together with the Person or Persons who would be the Owner or Owners of the particular preceding Estate or Estates therein, if any, by Deed, Fine or Common Recovery, or any of them, or other lawful Act, in the case of Freehold Hereditaments, or by Surrender and Recovery, or either of them, or other lawful Act, in the case of Copyhold Hereditaments, to bar the first Estate or Estates Tail, and the Rights and Interests of all Persons in Remainder, it shall not be necessary to have such Money actually invested in Lands or Hereditaments, in order that such Estates Tail and Remainders over may be so barred; but that it shall and may be lawful to and for the High Court of Chancery, or such Court of Equity, under the Controul of which such Money shall be, in that Part of the United Kingdom called *Ireland*, and in the Case of Trustees, to and for the said High Court of Chancery, in a Summary Way, upon Petition of the Person or Persons who would be Tenant or Tenants of the first Estate or first Estates Tail, and of the Person or Persons who would be the Owner or Owners of the antecedent particular Estate or Estates (if any) in the Lands and Hereditaments, in case the same were purchased, such Petitioners being Adults, and in case where any of the Parties are or is Femes Covert or a Feme Covert, they or she being first separately examined in Court, or upon a Commission, and consenting, to order the Monies subjected to such Trusts to be paid to the Petitioners, or any of them, or to be paid and applied in such manner and for such Purposes as the Petitioners shall appoint and the Court shall approve of.

Controul of Equity, or in the Hands of Trustees subject to be invested in Estates settled so as that the first Estates Tail therein may be barred, it shall not be necessary to have such Money actually invested; but Court may upn Petition order it to be paid to Persons who would be entitled to the Estate as herein mentioned.

II. And be it further enacted, That in all Cases where Money subjected to be laid out in the Purchase of Hereditaments to be settled as aforesaid shall happen to be invested in Government or Real or other Securities, all such Securities shall for the Purposes of this Act be considered as Money, and shall and may accordingly be transferred, assigned and disposed of under an Order of the respective Courts aforesaid, made in a summary Way upon the Petition of such Persons, and with such Examination and Consent where necessary as aforesaid, in such and the same manner as Monies subjected to be laid out in the Purchase of Hereditaments to be settled as aforesaid are hereinbefore authorized to be paid, applied and disposed of.

Securities considered as Money, and may be transferred, &c. under an Order of the respective Courts.

CAP. XLVII.

An Act to establish Fever Hospitals, and to make other Regulations for Relief of the suffering Poor, and for preventing the Increase of Infectious Fevers in *Ireland*.

[30th *May* 1818.]

'WHEREAS Fevers of an infectious Nature have for some time 'past greatly prevailed among the Poor in several Parts of 'Ireland, whereby the Health and Prosperity of the whole Country

'have been considerably endangered; and it is expedient that Hos-'pitals should be established for the Relief of Sufferers in such Cases, 'and that Regulations should be made to prevent, as effectually as 'possible, the Increase of Infection, as well at present as on future 'Occasions; and such good Purposes are most likely to be promoted 'by creating Corporations in every County at large, and every County 'of a City or County of a Town in *Ireland*, who may execute the 'Powers and Trusts hereinafter particularly expressed:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act there shall be, and One Body Politic and Corporate is hereby created and erected in every County, and in every County of a City, and in every County of a Town in *Ireland*; which shall consist, in every such County, of the Archbishop or Bishop whose Diocese or any Part of whose Diocese shall extend into such County, of the Representatives in Parliament for such County, of all the Justices of the Peace commissioned and acting as such in such County; and in every County of a City or County of a Town, such Corporation shall consist also of the Chief Magistrate, Sheriffs and Recorder of such County of a City or Town, likewise of the Representative or Representatives in Parliament (if any), and of the Justices of the Peace for such County of a City or Town, all for the time being, and also of such Persons as are hereinafter mentioned; which Corporation shall be called by the Name of "The President and Assistants of the Fever Hospital for [ ]," applying to every of them the Name of its proper County, City or Town; and all the said Corporations shall have perpetual Duration and Succession, and may sue and be sued in all Courts of Justice by those Names respectively, and shall have a Common Seal, and shall meet at and adjourn to such times and Places within their Counties, Cities or Towns respectively, as they shall think fit; save only that the said Corporations shall meet, and they are hereby required respectively to meet, for the First time, for the County of the City of *Dublin*, on the First Day of *July* next after the passing of this Act, at the Sessions House of the said City, and for the several other Counties, Cities and Towns in *Ireland*, on the Day (or, at their Election, on the Day next after the Day) when the Judges who shall hold the Summer Assizes next after the passing of this Act, in and for the several Counties, or either of such Judges, shall depart from the Town or Place where the Assizes shall be held, at the Hall or Session House respectively where the Judges shall have sat for the Business of the Assizes; and at the First and every future Meeting of the said Corporations respectively, the Archbishop or Bishop, if present when the said Corporations or Quorums of them respectively shall assemble, shall take the Chair, shall put every Question, declare the Majority of Votes, and do all the Duties of President or Head of the Corporation for that Meeting; but if the Archbishop or Bishop shall not be present when the said Corporations respectively shall first assemble, the Representative in Parliament for that County, County of a City or County of a Town, who shall first come on that Day to the Place of Meeting, if both shall attend, and if not, the Representative in Parliament for that County, County of a City or County of a Town, who shall be present when the said Corporations

A Corporation created in every County, or County of a City or Town in Ireland, for the Establishment of Fever Hospitals.

Chairman appointed.

or

or Quorums of them respectively shall assemble; and if the Archbishop or Bishop, or the Representatives for such Counties, Cities or Towns respectively, or either of them, shall not attend in every County of a City and County of a Town, the Chief Magistrate, or in his Default, and in every County at large, the oldest Justice of the Peace who shall be present when the said Corporations respectively or Quorums of them shall first assemble, shall take the Chair, and do all the Duties of President or Head of the Corporation for that Meeting; and the said Corporations respectively shall be considered as assembled for the Purpose of determining who shall be the President of that Day, whenever Five shall have come to the Place of Meeting at the time appointed for the First Meeting of the said Corporations respectively; and at all subsequent times after, whenever Five of the said Corporations shall have come to the Place of the Meeting at the respective times to be appointed for such Meetings; and every Person qualified, or capable as aforesaid of presiding at the Meetings of the said Corporations may, at all times after the aforesaid First time appointed for the Meeting of the said Corporations, by Notice in Writing signed by him, to be posted at the proper Assizes Town, or at the Sessions House in the City of *Dublin*, Six Days at the least before the time of Meeting, exclusive of the Day of posting such Notice and the Day of Meeting, convene the said Corporations respectively to do all corporate Acts, but no Second Notice signed by a different Person shall supersede a former; of which Corporations respectively Five shall always be a competent Number to do all corporate Acts; and the said Corporations are hereby respectively authorized and empowered to elect, during good Behaviour, such other Persons, residing within their Counties, Cities or Towns respectively, as they shall think fit; and those also who shall contribute any Sum not less than Twenty Pounds, or who shall subscribe and pay any annual Sum not less than One Guinea, to be applied to the charitable Purposes of this Act, to be Members of the said Corporations respectively; and it shall be lawful for the said Corporations respectively, and they are hereby authorized, to make Bye Laws reasonable and consonant to the Laws of the Land, and to appoint standing Committees for the Purposes of this Act, to meet and act at certain Place or Places to be appointed in each County, City or Town; and it shall and may be lawful for the said Corporations, and each of them respectively, and they are hereby authorized, empowered and qualified, to accept or take by Purchase, or by voluntary Grant, or by Devise, any Lands, Tenements or Hereditaments of Inheritance or for Lives, not exceeding to any one of the said Corporations the clear yearly Value of Five hundred Pounds, any Law to the contrary in anywise notwithstanding; but the Corporation of any of the said Counties, Cities or Towns, shall at no time have a Capacity to take Lands of Inheritance or for Lives, of a greater Value than as aforesaid, except in the Case of Eviction or Determination of Interest, in which Case the said Corporations respectively may make such new Acquisition as aforesaid, not exceeding the clear annual Value aforesaid; and it shall be lawful for the said Corporations, and they are respectively hereby authorized, empowered and qualified, to take all such Donations in Personal Property as shall be made to them, and to accept of all Leases for Years of Houses or Lands, so as no such Lease shall exceed Twenty one Years; but every Lease for Years

Meetings how to be assembled.

Contributors to be Members of the Corporation, who may make Bye Laws; and appoint Committees; may take by Purchase, &c. Lands not above 500l. yearly;

and Personal Property and Leases for Years, not exceeding 21, of Lands or Houses.

of Lands or of a Houſe to be made to any of the ſaid Corporations, exceeding that Term, ſhall be void, except as hereinafter excepted.

Corporation empowered to take over and above the aforeſaid Property Four Roods of Land for Sites of Houſes.

II. And be it further enacted, That it ſhall and may be lawful for the ſaid Corporations reſpectively, to take, over and above the Five hundred Pounds a Year, and Leaſes for Years, which they are authorized to acquire as aforeſaid, and ſuch Corporations reſpectively are hereby declared to be capable and qualified to take, by Grant or by Deviſe, any Quantity of Ground or Land within their Counties, Cities and Towns reſpectively, not exceeding Four Roods, Plantation Meaſure, for the Sites of Houſes to be built, and Accommodations to be provided, for the Reception of the helpleſs Poor intended to be relieved under the Proviſions of this Act; and alſo, that it ſhall and may be lawful for every Archbiſhop and Biſhop in *Ireland*, and they are hereby reſpectively authorized and empowered, to grant any ſuch Portions of Ground or Land as aforeſaid, out of the Eſtates of their Sees reſpectively, to the ſaid Corporations reſpectively, for the Sites of ſuch Houſes as aforeſaid, for ſuch Eſtate or Eſtates, either in Fee, for Lives renewable or not renewable, or for Years, as they ſhall think fit, at ſuch Rent and Fines as ſuch Archbiſhop or Biſhop ſhall think fit, or without any Rent or Fine if ſuch Archbiſhop or Biſhop ſhall think fit; and that every ſuch Grant and Leaſe ſhall be good and valid againſt ſuch Archbiſhop and Biſhop, and their Succeſſors reſpectively, without the Concurrence of any other Perſon or Body of Men; any thing in an Act made in the Parliament of *Ireland* in the Tenth and Eleventh Years of the Reign of the late King *Charles* the Firſt, intituled *An Act for the Preſervation of the Inheritance, Rights and Profits of Lands belonging to the Church and Perſons Eccleſiaſtical*, or any other Law or Uſage in force in *Ireland*, to the contrary in anywiſe notwithſtanding.

Biſhops may grant ſuch Land out of their Sees;

notwithſtanding 10 & 11 Car. 1. c. 3. (I.) or any other Law.

Fever Hoſpitals built for the Poor when Funds ſufficient.

III. And be it further enacted, That it ſhall and may be lawful for the ſaid Corporations, and they are hereby authorized, empowered and required, to build or hire Houſes for Hoſpitals in the ſeveral Counties, Counties of Cities and Counties of Towns, to be called "Fever Hoſpitals for the Relief of the Poor being ill of Fevers," as ſoon as ſuch Corporations ſhall be poſſeſſed of Funds ſufficient for thoſe Purpoſes, as plain, as durable and at as moderate Expence as may be; and that all ſuch Hoſpitals be divided into Two Parts, of which one Part ſhall be allotted for ſuch poor helpleſs Men as ſhall be judged worthy of Admiſſion, and the other Part for the Reception of ſuch poor helpleſs Women as ſhall be judged worthy of Admiſſion, and to furniſh the ſaid Hoſpitals, and to admit into the ſame from time to time ſo many ſick and helpleſs poor Patients as the Funds of ſuch Corporation ſhall admit of; and the ſaid Corporations reſpectively are hereby authorized and required to make Bye Laws and Orders for the Admiſſion and Diſcharge of all ſuch Patients, and for the Government of every ſuch Hoſpital, and to appoint Maſters, Phyſicians, Surgeons, Apothecaries, Nurſes and other fit Perſons and Servants, to govern and take care of ſuch Hoſpitals and the Patients therein, at reaſonable and moderate Salaries, Allowances and Wages; and the ſaid Corporations reſpectively are alſo hereby authorized to appoint Treaſurers without any Salary, to receive ſuch Donations and Rents as they ſhall reſpectively acquire or become entitled to; and the ſaid Corporations are hereby authorized and required to expend all ſuch Donations and Rents in and for the charitable

Corporations to make Bye Laws and Orders; appoint Maſters, &c. and Servants, and Treaſurers.

charitable Purpoſes required by this Act, and for the Cure and Relief of ſuch Patients, with the greateſt Care and Economy, upon Pain and Peril that for any Embezzlement or Miſapplication of or Partiality in the Diſpoſal of any Part of the Revenue or Property of the ſaid Corporations reſpectively, which any Individuals of ſuch Corporations ſhall be reſpectively guilty of or concur in, every ſuch Individual ſhall be perſonally anſwerable by Suit or Information in the Name of The King's Attorney General, on the Relation of any Perſon or Perſons, either in the Court of Chancery or Court of Exchequer in *Ireland*; and the ſaid Courts ſhall and are hereby required to hear and determine every ſuch Suit or Information, and to award Coſts therein againſt the Defendants, if found culpable as aforeſaid; and in every ſuch Suit a Relator of Property and Reputation ſhall be named, againſt whom Coſts ſhall be awarded to the Defendant or Defendants, if the Suit, Information or Complaint ſhall appear to be groundleſs.

Proceedings by Information.

'IV. And Whereas by an Act made in the Forty fifth Year of 'His preſent Majeſty's Reign, intituled *An Act to amend and render 'more effectual an Act made in the Parliament of* Ireland *in the Fifth 'Year of His preſent Majeſty, intituled 'An Act for erecting and eſta-'bliſhing Public Infirmaries or Hoſpitals in this Kingdom,*' certain 'Proviſions were made for enabling the Grand Jury to preſent certain 'Sums to be raiſed on Counties, for the Promotion of local Diſpen-'ſaries, in manner in the ſaid Act mentioned;' Be it enacted, That from and after the Firſt Day of *September* next, ſo much of the ſaid recited Act as relates to ſuch local Diſpenſaries ſhall be and the ſame is hereby repealed.

45 G. 3. c. 111. ſo far as relates to local Diſpenſaries repealed.

V. And be it further enacted, That from and after the paſſing of this Act, whenever it ſhall appear to the Grand Jury of any County, or County of a City or County of a Town, that there has been actually received from private Subſcriptions or Donations any Sum or Sums of Money, ſince the preceding Aſſizes, for the Purpoſe of eſtabliſhing or ſupporting a Diſpenſary for furniſhing Medicine and affording medical or ſurgical Aid to the Poor of any City, Town or Place within ſuch County, it ſhall be lawful for ſuch Grand Jury to preſent, to be raiſed of ſuch County, or County of a City or County of a Town, and to be paid to the Treaſurer of ſuch Diſpenſary, a Sum equal in Amount to the Sum or Sums ſo received by ſuch Treaſurer, to be applied under the Direction of the Subſcribers, of any annual Sum of not leſs than One Guinea, or ſuch Committee of them, not fewer in Number than Five, as they ſhall appoint for that Purpoſe at any General Meeting of ſuch Subſcribers, together with the Monies ſo received by private Subſcription or Donation, in providing Medicines and medical and ſurgical Aid for the Poor of ſuch Place and its Neighbourhood: Provided always, that in all Caſes where ſuch Diſpenſary ſhall have been actually eſtabliſhed, and any Money ſhall have been raiſed by Preſentment granted for the Uſe of ſuch Diſpenſary, previous to ſuch Aſſizes, ſuch Treaſurer ſhall lay before ſuch Grand Jury an Account of all Receipts and Diſburſements up to the Firſt of *January* or Firſt of *July* (as the Caſe may be) immediately preceding ſuch Aſſizes; and ſuch Treaſurer ſhall alſo annex to ſuch Account a Statement of all further Sums of Money which he ſhall have actually received from private Subſcriptions or Donations for the Support of ſuch Diſpenſary for the enſuing Year;

For eſtabliſhing Diſpenſaries in Cities and Towns, Grand Juries may preſent Sums equal to the Amount of Subſcriptions and private Donations made for ſuch Purpoſes.

When Diſpenſary is eſtabliſhed Treaſurer ſhall produce to Grand Jury Accounts of Receipts and Diſburſements, &c. of Sums received by Subſcription or Donations verified on Oath.

and the ſaid Account and Statement ſhall be verified on the Oath of ſuch Treaſurer, and ſhall be deemed ſufficient Documents whereon to ground ſuch Preſentment; and in all Caſes where no Sum of Money ſhall have been granted as aforeſaid previous to ſuch Aſſizes, ſuch Statement alone ſo verified ſhall be deemed a ſufficient Document whereon to ground ſuch Preſentment, and in either Caſe the Sum or Sums ſo ſtated to have been received ſhall form the Firſt Item to the Debit of ſuch Treaſurer in his Account for the ſucceeding Year, or ſuch Treaſurer ſhall Once in every Year lay before ſuch Grand Jury an Account ſo verified of the Receipts and Diſburſements of all Sums received by him, either from private Subſcription or Donation, or from Preſentment as aforeſaid, for the Uſe of ſuch Diſpenſary.

Subſcribers of One Guinea for Diſpenſary may become Members.

VI. And be it further enacted, That every Perſon who ſhall ſubſcribe and pay towards the Eſtabliſhment or Maintenance of any ſuch Diſpenſary any Sum not leſs than One Guinea, ſhall be a Member of the Eſtabliſhment of ſuch local Diſpenſary of ſuch County of a City or County of a Town for One Year from the Date of the Payment thereof, for the Management and Direction of ſuch Diſpenſary.

Grand Jury may preſent Sums not exceeding Double the Amount of private Subſcriptions, for local Diſpenſaries, and for Houſes for the Reception of Fever Patients.

VII. And be it further enacted, That whenever it ſhall be made appear, by Statement on Oath, to the Grand Jury of any County or County of a City or Town, that there has been actually received from private Subſcriptions or Donations any Sum or Sums of Money for the Purpoſe of erecting or hiring any Houſe to be applied to the Reception of Fever Patients, and either attached to and connected with any local Diſpenſary or not as the caſe may happen, and upon a Certificate by One or more Phyſicians that there is a Neceſſity for providing Accommodation for ſuch Patients, it ſhall and may be lawful for ſuch Grand Jury to preſent to be raiſed on any ſuch County at large, or on any ſuch County of a City or County of a Town, as the Caſe may be, any Sum not exceeding Double the Amount of the Sum or Sums ſo raiſed by Donation or Subſcription, and actually received by ſuch Treaſurer, to be applied by the Subſcribers to ſuch local Diſpenſary, or ſuch Committee of them as aforeſaid, together with the Monies ſo received by private Donation or Subſcription, in erecting or hiring and fitting up ſuch Houſe for poor Fever Patients in ſuch manner as the ſaid Corporation or the ſaid Committee ſhall in their Diſcretion deem moſt adviſeable; and it ſhall and may be lawful alſo for ſuch Grand Jury of any ſuch County, County of a City or County of a Town, from time to time to preſent any ſuch further Sum or Sums as ſhall appear to ſuch Grand Jury to be neceſſary or required for the Support of Houſes for the Reception of Fever Patients, whether the ſame ſhall have been eſtabliſhed before or after the paſſing of this Act, not exceeding Double the Amount of the Subſcriptions or Donations which, by the Accounts of ſuch Treaſurer verified on Oath, ſhall appear to have been raiſed and actually received for the Support of ſuch Houſes; and ſuch Treaſurer ſhall account in like manner and under ſuch Regulations as are herein-before directed reſpecting Diſpenſaries.

Treaſurer to account.

Grand Juries may make Preſentments for Fever Hoſpitals, to be raiſed by Inſtalments within Six Years.

VIII. And be it further enacted, That it ſhall and may be lawful to and for any Grand Jury of any County, or County of a City or County of a Town, in which any Fever Hoſpital ſhall not have been erected before the paſſing of this Act, or in which it ſhall be made appear to the Satisfaction of the Grand Jury that any Fever Hoſpital in

in such County, County of a City or County of a Town, requires to be enlarged, repaired or rebuilt, to present, at any Assizes for such County, County of a City or Town, any Sum or Sums of Money for the Purpose of erecting and establishing, or hiring, repairing and fitting up, one Fever Hospital in any such County, County of a City or Town, in which no such Hospital shall have been previously established, or for the Purpose of enlarging, repairing, rebuilding or supporting any Fever Hospital which shall have been previously established, and to set forth in such Presentment that the Sum therein mentioned shall be raised and levied within the Period of Six Years, by Half Yearly or Yearly Instalments, and also to set forth in such Presentment what Part thereof shall be raised upon any Barony or Baronies in any such County, or on the County at large; and that the Treasurer of such County, County of a City or County of a Town, shall from time to time, without further Authority or Presentment in that behalf, insert in his Warrant at each Assizes the Portion or Portions so set forth of the Sum so presented; and the same shall be raised and levied in like manner from time to time, and with the like Remedy in case of Nonpayment, as all other Money directed by such Warrant is by Law to be levied; and when and so soon as such Presentment shall have been duly certified by the acting Clerk of the Crown to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, it shall and may be lawful to and for such Lord Lieutenant, or other Chief Governor or Governors for the time being, to direct the Amount of such Sum of Money so presented, or any Part thereof, to be advanced out of the growing Produce of the Consolidated Fund in *Ireland*, to the Treasurer of such County, County of a City or County of a Town, to be applied for the Purposes for which such Presentment shall have been made, under such Rules and Regulations as to such Lord Lieutenant or other Chief Governor or Governors shall seem fitting and expedient; and such Money so advanced and paid to such Treasurer shall be accounted for by him in like manner as any other Monies received by him for the Use of such County; and all Securities given by him or on his behalf shall extend to such Money; and such Treasurer shall from time to time pay to the Collector of Excise of the District in which such County, County of a City or County of a Town, all such Sums as shall from time to time be received by him from the baronial or other Collectors by virtue of the Presentments on account of which such Money shall have been advanced, until the whole Sum advanced shall be repaid: Provided always, that if it shall so happen that any Money shall be raised by virtue of any such Presentment or Presentments, which shall not be required for the Purposes for which it shall be so raised, the same shall be carried to the Credit generally of the County, or of the County of the Town, or of the County of the City, whereon the same shall be levied, by the Treasurer of such County, or County of a Town or County of a City respectively.

Presentment being certified by Clerk of the Crown to Lord Lieutenant, he may order Advance of Money out of Consolidated Fund to Treasurer of County, for Purposes of Presentments.

Treasurer to repay the Money so advanced.

Surplus Money raised carried to the Credit of the County.

IX. And be it further enacted, That it shall and may be lawful for the Grand Jury of each and every County, County of a City or County of a Town in *Ireland*, to present to be raised on such County at large, or on such County of a City or County of a Town, any Sum not exceeding Five hundred Pounds in the Year, over and above and exclusive of any Sums which they are by Law empowered to present for the Support of Houses of Industry in *Ireland*, under an Act made in

Grand Juries empowered to present 500l. a Year for Support of Houses of Industry over and above Sums under 11 & 12 G. 3. c. 30. (I.)

in the Eleventh and Twelfth Years of the Reign of His preſent Majeſty, intituled *An Act for badging ſuch Poor as ſhall be found unable to ſupport themſelves by Labour, and otherwiſe providing for them, and for reſtraining ſuch as ſhall be found able to ſupport themſelves by Labour or Induſtry from begging*, or any other Act or Acts in force in *Ireland* at the time of the paſſing of this Act; and the ſaid Sum, when ſo raiſed, ſhall be paid to the Corporation of the ſaid Houſes of Induſtry in ſuch County, County of a City or Town reſpectively, and applied by the ſaid Corporation towards the Support and Maintenance of ſuch Houſe of Induſtry in ſuch County, County of a City or County of a Town reſpectively.

In caſe of Fever, &c. appearing in any Town or Diſtrict, Public Meeting convened, and Lord Lieutenant, on Repreſentation of ſuch Meeting may appoint a Board of Health.

'X. And Whereas it is expedient that effectual Proviſion ſhould 'be made for preventing the ſpreading of Fevers or contagious 'Diſorders, whenever ſuch ſhall happen in any Parts of *Ireland*, and 'that the Powers requiſite for that Purpoſe ſhould be exerciſed 'only during the Emergency which may call for the ſame;' Be it therefore enacted, That whenever in any City, Town or Diſtrict, any Fever or contagious Diſtemper ſhall appear or be known to exiſt among the poor Inhabitants, it ſhall and may be lawful for any One or more Magiſtrates, upon the Requiſition of Five reſpectable Houſeholders, to convene a Meeting of the Magiſtrates and Houſeholders of ſuch City, Town or Diſtrict, and of the Medical Practitioners within the ſame, in order to examine into the Circumſtances attending ſuch Fever or contagious Diſtemper, and the Number of Perſons or Families being Sufferers thereby; and if it ſhall be the Opinion of ſuch Meeting, and of One or more Magiſtrates attending, that ſuch Fever or contagious Diſtemper is of a Nature to require particular Attention and Circumſpection to prevent the Increaſe of the Contagion thereof, it ſhall be lawful for Two or more Magiſtrates authorized by ſuch Meeting to join in an Application to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to appoint a Board of Health within and for ſuch City, Town or Diſtrict; and it ſhall be lawful for ſuch Lord Lieutenant or other Chief Governor or Governors of *Ireland* to appoint ſuch Board accordingly, to conſiſt of not more than Thirteen Commiſſioners, to be ſelected from among the Governors or Members of the Corporation of any Infirmary or Fever Hoſpital, or other Hoſpital, and from the Pariſhioners and Medical Practitioners, to act within ſuch City, Town or Diſtrict, in ſuch manner and under ſuch Regulations as ſuch Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, ſhall from time to time order, direct and appoint.

Powers of ſuch Board of Health.

XI. And be it further enacted, That it ſhall be lawful for the Commiſſioners ſo to be appointed for the forming ſuch Board of Health, or any Five of them, to give all ſuch Directions for the doing and performing all Acts, matters and things neceſſary for the preventing the Communication of Contagion, and for reſtoring the Sick to Health, as ſhall to ſuch Commiſſioners ſeem neceſſary and expedient; and for that Purpoſe to direct that all Streets, Lanes and Courts, and all Houſes and all Rooms therein, and all Yards, Gardens or Places belonging to ſuch Houſes ſhall be cleanſed and purified, and that all Nuiſances prejudicial to Health ſhall be removed therefrom; and that all Houſes in which any ſick Perſon ſhall be or ſhall have been, ſhall be ventilated, fumigated and whitewaſhed, the Windows and Doors thereof

thereof opened, and all Beds, Bedſteads, Bedding and Furniture therein be expoſed to the Air, and be waſhed and cleanſed, and, if abſolutely neceſſary, to be burned or deſtroyed; and that ſome Mark, Number or Token ſhall be affixed on any Houſe in which any Inhabitant is infected with Fever, denoting that ſome or one of the Inhabitants therein are ſo infected; and to direct that all other Meaſures ſhall be carried into Execution which to ſuch Commiſſioners ſhall ſeem requiſite for the Purpoſes aforeſaid.

May employ Perſons to execute Act.

XII. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners ſo to be from time to time appointed for forming ſuch Board of Health, to employ any Perſon or Perſons in the Execution of the ſeveral Powers to be exerciſed by them under this Act; and that it ſhall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, to order any Sum or Sums of Money to be from time to time advanced out of the growing Produce of the Conſolidated Fund in *Ireland* for the Payment of the actual Expences incurred by or under the ſaid Commiſſioners in the Execution of ſuch Powers; and that all Sums of Money ſo to be advanced ſhall be raiſed by Preſentments to be made by the Grand Juries, and raiſed off the County or County of a City or Town, in which ſuch Expence ſhall be incurred.

Money may be advanced by Lord Lieutenant for Expenſes, to be raiſed by Preſentment on County, &c.

Reſiſting Orders of Board of Health.

XIII. And be it further enacted, That if any Perſon or Perſons ſhall reſiſt or oppoſe any Perſon or Perſons employed by or under the Orders of the ſaid Commiſſioners ſo to be from time to time appointed for forming a Board of Health, in any County, City, Town or Place, in the Execution of the Powers of the ſaid Commiſſioners under this Act, or in the doing or performing any matter or thing in Execution of this Act under the Orders of the ſaid Commiſſioners, every ſuch Perſon or Perſons ſo guilty of reſiſting or oppoſing ſhall, on Conviction thereof before any Two Magiſtrates within his Juriſdiction, on the Oath or Affirmation of One or more credible Witneſs, or on the Confeſſion of the Party ſo offending, incur ſuch Penalty, not leſs than Ten Shillings nor more than Five Pounds, as ſuch Magiſtrates ſhall in their Diſcretion think proper to adjudge and inflict, or in Failure of making Payment of ſuch Fine, ſuch Offender ſhall and may be committed to the Common Gaol or Houſe of Correction for any time not exceeding Three Months, and no ſuch Conviction ſhall be quaſhed for Informality, nor ſhall be removed or removable by *Certiorari* or otherwiſe, nor ſubject to any Appeal whatever.

Penalty.

In what caſes Board of Health may order infected Perſons to be removed into Fever Hoſpitals.

XIV. And be it further enacted, That in all Places where Fever Hoſpitals, or other Places for the Reception of poor Perſons being diſordered with Fever or other infectious Malady ſhall be eſtabliſhed, it ſhall and may be lawful, upon the Certificate of any Phyſician, Apothecary or Surgeon, that any Perſon is infected with ſuch Fever or other infectious Malady, and that ſuch Perſon ſo infected is not under proper Medical Care, and placed in ſuch Circumſtances and under ſuch Precautions as may moſt probably tend to prevent the Communication of Contagion to his Family or Neighbours, for the Commiſſioners forming any ſuch Board of Health, or any Five of them, to order or direct, by Warrant under their Hands and Seals, after due and exact Inquiry into the Circumſtances of the Caſe, that ſuch Perſon ſo infected and not being under ſuch Medical Care and placed in ſuch Circumſtances of Prevention as aforeſaid, ſhall forthwith

with be removed into and placed in such Fever Hospital, or such other Place as shall be established for the Reception of such Patients; and such infected Person shall be removed and placed therein accordingly: Provided always, that the said Commissioners so forming any such Board of Health shall, in all cases of such compulsory Removal of any Person or Persons into such Fever Hospital, make a special Report or Notification thereof, under the Hands of Five of the said Commissioners, to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or to his or their Chief Secretary, within Two Days after such Removal shall take place.

Removal to be notified by Commissioners.

Board of Health to report Weekly to Lord Lieutenant, and their Powers shall cease on his Order.

XV. And be it further enacted, That the said Commissioners so forming any such Board of Health shall, on the *Monday* in every Week during the Continuance of the Powers of such Commissioners under this Act, make a Report in Writing to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, under the Hands of Five of such Commissioners, and shall transmit the same to the Office of the Chief Secretary; and shall in such Report state a true and particular Account of all the Proceedings of the said Commissioners under this Act, in such Form as shall seem most expedient to the said Commissioners, or in such Form as may at any time be directed by such Lord Lieutenant or other Chief Governor or Governors, or his or their Chief Secretary; and that whenever it shall be made appear by the Evidence of One or more Medical Persons, or by any other sufficient Means, to any Two Magistrates in any City, Town or District, in which such Board of Health shall be established under this Act, that the Number of Sick or the Danger of Contagion or Infection are or is so decreased, that the Powers to be executed by or under such Board of Health shall be no longer necessary, such Two Magistrates shall certify the same to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*; and in such case, or whenever it shall by any Report of the said Commissioners, or by any other Means, appear to the Satisfaction of such Lord Lieutenant or other Chief Governor or Governors, that the Powers of such Board of Health are no longer required in any such City, Town or District, it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors, or his or their Chief Secretary, by Letter under his Hand, to signify to such Board of Health that they are no longer to exercise the Powers given to them by this Act; and thereupon all such Powers shall cease and determine, until the same shall be again renewed pursuant to the Directions of this Act.

In Actions for executing Act.

XVI. And be it further enacted, That if any Action shall be brought against any of the Corporations to be erected by virtue of this Act, or against any Commissioners to be appointed under or by virtue of this Act, or any Person employed by such Corporations or Commissioners in Execution of this Act, for any thing done in the Execution of any of the Powers or Duties by this Act given or required, the Defendant or Defendants may, in every such Suit, plead the General Issue, and give this Act and the special Matter in Evidence; and in every case where the Plaintiff or Plaintiffs in such Suit shall fail, the Court in which such Suit shall be carried on shall award Costs to the Defendant or Defendants.

General Issue.

Costs.

CAP.

CAP. XLVIII.

An Act to amend an Act, passed in the last Session of Parliament, to encourage the Establishment of Banks for Savings, in *England*. [30th *May* 1818.]

'WHEREAS an Act passed in the Fifty seventh Year of the Reign of His present Majesty, intituled *An Act to encourage the Establishment of Banks for Savings, in* England: And Whereas the Forms in the Schedule to the said Act annexed have been found inconvenient in carrying the said Act into Effect, and it is therefore expedient to alter and amend the same;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, the several Forms contained in the Schedule to the said recited Act annexed, marked (A.) (B.) (C.) (D.) and (E.) shall be and the same are hereby repealed; and that in all cases where, by the said recited Act, the Schedules marked (A.) and (B.) thereto annexed, are required to be used and applied, the Schedules marked (A.) and (B.) to this Act annexed, shall be used and applied in lieu and instead thereof. 57 G. 3. c. 130. Schedules (A.) (B.) (C.) (D.) and (E.) in recited Act repealed, and other Schedules instead of Schedules (A.) and (B.)

II. And be it further enacted, That upon the Payment of Money into the Bank of *England*, to the Account of the Commissioners for the Reduction of the National Debt, as directed by the said recited Act, it shall be lawful for the Officer of the said Commissioners, and he is hereby authorized and empowered, to issue, upon every such Payment being made, one or more Debentures, making together the like Amount, according to the Form in the Schedule to this Act annexed, marked (C.) Officer to Commissioners of National Debt, to issue Debentures in Form marked (C.)

III. And be it further enacted, That upon any Application for the Renewal of any Debenture or Debentures issued in pursuance of the said recited Act, it shall be lawful for the said Officer, and he is hereby authorized and empowered, to issue one or more new Debentures of the like Amount, bearing the like Rate of Interest, according to the Form in the Schedule to this Act annexed, marked (D.), in exchange for such original Debenture or Debentures, either with or without the Interest added thereto, whenever the same shall be required, and expressed in the Order of the Trustees, as directed by the said recited Act or this Act, in lieu of paying in Money such original Debenture or Debentures, with or without the Interest added thereto; provided always, that no fractional Part of a Pound shall be inserted in such new Debenture, but such Fraction shall be paid in Money. New Debentures in Exchange for original Debentures, may be issued according to Schedule (D.)

IV. And be it further enacted, That previous to the Payment of the Principal and Interest of any Debenture or Debentures, or to the Renewal of such Debentures, the Person or Persons applying to receive such Payment or new Debenture shall in all cases produce to the Officer of the said Commissioners an Order, indorsed on the Back of the Debenture required to be paid or renewed, except as herein excepted, under the Hands of any Two of the Trustees of the Institution for which such Payment or Renewal shall be demanded, attested by Two other Trustees or Managers thereof, or by any Two credible Witnesses, according to the Form in the Schedule to this Previous to Payment or Renewal of Debentures, an Order indorsed on Debentures under the Hands of the Trustees according to Schedule (E.) shall be produced.

this Act annexed, marked (E.); and the said Officer shall, and he is hereby authorized and empowered, within Five Days after the Interest of such Debenture shall have been computed and examined at the Office of the said Commissioners, to grant his Certificate to the Person or Persons applying for any Payment in the Form specified in the Schedule to this Act annexed, marked (F. 1.); and upon the Production and Delivery at the Bank of *England* of such Certificate, the Cashier or Cashiers of the Governor and Company of the Bank of *England* shall thereupon pay the Sum specified therein out of any Monies standing in the Names of the said Commissioners, in the Books of the Bank of *England*, or from the Sale of Stock purchased with the Monies originally invested in any Debenture or Debentures issued under the said recited Act or this Act, as the said Commissioners shall direct, any thing in the said recited Act to the contrary in anywise notwithstanding.

A Certificate to be granted thereupon, agreeable to Form (F. 1.), and then Bank to pay.

Trustees may require Interest on Debentures to be paid at the Periods herein mentioned.

V. Provided always, and be it enacted, That it shall and may be lawful for the Trustees of any such Institution from time to time, at any time after the Expiration of One Calendar Month next following the Twentieth Day of *May* and the Twentieth Day of *November* in any Year, to require that the Interest due on any such Debenture on such Twentieth Day of *May* or Twentieth Day of *November* respectively, shall be paid to such Person or Persons as such Trustees shall from time to time direct, by any Order in Writing (which shall not be liable to any Stamp Duty) under the Hands of Two such Trustees, attested by Two other Trustees or Managers, or any Two credible Witnesses, according to such Form as the said Commissioners shall direct; and the said Order shall be produced to the Officer of the said Commissioners, who shall certify thereon the Amount of Interest then due, and require the same to be paid; and upon the Production of such Order and such Certificate thereon at the Bank of *England*, the Cashier or Cashiers shall thereupon pay the Sum specified therein, out of any Monies standing in the Name of the said Commissioners in the Books of the said Bank.

Commissioners may transfer Stock to the Amount of Principal and Interest of Debentures.

VI. And be it further enacted, That it shall be lawful for the said Commissioners, upon the Application of the Trustees of any Saving Banks, in manner hereinafter mentioned, and they are hereby authorized and empowered, in lieu of paying off the Principal and Interest of any such Debenture or Debentures in Money, to cause their Agent or Agents (being also Cashiers of the said Governor and Company) to transfer such an Amount of either Three Pounds *per Centum* Consolidated or Reduced Bank Annuities, or Bank Annuities at the Rate of Three Pounds and Ten Shillings *per Centum*, as shall by Computation produce, as hereinafter directed, the like Amount in Money as the Amount of the Principal and Interest of such Debenture or Debentures, out of any Account of the said Bank Annuities standing in the Names of the said Commissioners in the Books of the Bank of *England*, into the Name or Names of any Two of the said Trustees, whenever the same shall be expressed and required in the Order of the said Trustees, in lieu of paying such Debenture or Debentures in Money.

Stock first to be converted into Money by Computation.

VII. And be it further enacted, That before any Three *per Centum* Consolidated or Reduced Bank Annuities, or Bank Annuities at the Rate of Three Pounds and Ten Shillings *per Centum*, shall be transferred from the Account of the said Commissioners, such Three *per Centum*,

Centum, or Three Pounds and Ten Shillings *per Centum* Bank Annuities, shall be first converted into Money by the Computation of the said Officer, according to the average Price of either Three *per Centum* Consolidated or Reduced Bank Annuities, or Three Pounds and Ten Shillings *per Centum* Bank Annuities, at the Option of the said Trustee expressed in their said Order, which shall be exhibited at the Office of the said Commissioners, under and by virtue of any Act or Acts now in force, on the Day of the Delivery of such Order at their said Office, such Price being the average Price of the said Three *per Centum* or Three Pounds and Ten Shillings *per Centum* Bank Annuities, on the Day preceding the Production and Delivery of the said Order as aforesaid; any thing in the said recited Act or this Act to the contrary in anywise notwithstanding.

The Date of new Debentures;

VIII. Provided always, and be it further enacted, That upon the Issue of any new Debenture or Debentures in Exchange for the original Debenture, with or without the Interest added thereto, such new Debenture or Debentures shall be dated by the said Officer on the Sixth Day from and after the Date of the Trustees' Order requiring the Issue of the same; and in like manner upon the Production of the Trustees' Order demanding Payment of any Debenture or Debentures in Money, the Certificate to be granted by the said Officer, to enable the Payment thereof, shall not be dated before the Sixth Day from and after the Date of the Trustees' Order demanding such Payment; any thing in the said recited Act to the contrary in anywise notwithstanding.

and of Certificate.

Ascertaining the time to which Interest is to be computed.

IX. Provided always, and be it further enacted, That if at any time it shall happen, upon the Payment of the Principal and Interest of any Debenture or Debentures in Money, that the said Computation and Examination of the Interest thereof shall not be completed by the Sixth Day after the Day of the Date of the Trustees' Order demanding Payment as aforesaid, nothing in the said recited Act or this Act contained shall be construed to prevent the Payment of the Interest which shall appear to be actually due upon such Debenture or Debentures, up to the Day inclusive immediately preceding the Day of the completing such Computation and Examination; and the said Officer is hereby authorized and empowered, in all such Cases to compute the Interest thereof up to the Day immediately preceding the Day of completing such said Computation and Examination; any thing in the said recited Act or this Act to the contrary in anywise notwithstanding.

Certificate to be granted for transferring of Stock according to Schedule (F. 2.)

X. And be it further enacted, That whenever any Three *per Centum* Consolidated or Reduced Bank Annuities, or Three Pounds and Ten Shillings *per Centum* Bank Annuities, shall be required by the said Trustees to be transferred from the Account of the said Commissioners, as hereinbefore directed, the said Officer shall and he is hereby authorized and empowered to grant his Certificate for that Purpose, to the Person or Persons applying for the same, according to the Form in the Schedule to this Act annexed, marked (F. 2.), a Duplicate whereof shall be transmitted by the said Officer to the Governor and Company of the Bank of *England*; and upon the Production and Delivery of the said Certificate at the Bank of *England*, the said Agent or Agents of the said Commissioners shall, and he and they is and are hereby required to transfer from any Account of the said Commissioners, standing in the Books of the said Governor and Company,

Company, the Amount and Deſcription of Stock therein ſtated, into the Names of the Two Truſtees of ſuch Saving Bank or Inſtitution as ſhall be ſpecified and deſcribed in ſuch Certificate.

Accountant General of Bank to tranſmit Certificate to Commiſſioners.

XI. Provided always, and be it further enacted, That upon every ſuch Transfer of Stock being made from the Account of the ſaid Commiſſioners, as hereinbefore directed, the Accountant General of the Governor and Company of the Bank of *England* ſhall, within Five Days after ſuch Transfer ſhall have been made, tranſmit to the Office of the ſaid Commiſſioners, for Delivery to the Perſon applying for the ſame, a Certificate thereof, according to the Form in the Schedule to this Act annexed, marked (G.)

Regulation in caſe of the Payment or Renewal of more than One Debenture at one Time being required.

XII. And be it further enacted, That if at any time the ſaid Truſtees ſhall require the Payment or Renewal of more than One Debenture at one and the ſame time, it ſhall be lawful for any Two of the ſaid Truſtees to give one General Order in Writing under their Hands, atteſted by Two other Truſtees or Managers, or any Two credible Witneſſes, either for the Renewal or for the Payment thereof in Money, or for the Payment thereof in Stock as aforeſaid, containing the Number and Amount of each Debenture, according to ſuch Form as the ſaid Commiſſioners ſhall direct, in lieu of indorſing ſuch Order on the Back of each ſeparate Debenture, as required by the ſaid recited Act; and the Production and Delivery of ſuch General Order, together with the ſeveral Debentures ſpecified therein, at the Office of the ſaid Commiſſioners, ſeverally endorſed on the Back with the Names and under the Hands of the Two Truſtees ſigning ſuch General Order, ſhall be deemed as valid and effectual to all Intents and Purpoſes, as though ſuch Order had been endorſed by the ſaid Truſtees on each Debenture ſeparately; any thing in the ſaid recited Act or this Act to the contrary notwithſtanding.

Schedules to 57 G. 3. c. 130. may be uſed, till thoſe annexed to Act are adopted.

XIII. And be it further enacted, That nothing in this Act contained ſhall be conſtrued to prevent the Uſe of the ſeveral Forms marked in the Schedule to the ſaid recited Act annexed, for all the Purpoſes to which they are now applicable, notwithſtanding the Repeal of the ſame, until the Adoption in lieu thereof of the ſeveral Forms in the Schedule to this Act annexed.

Inveſtment not to be made in the Bank, except by ſuch Inſtitutions as reſtrain the Depoſit of Individuals.

'XIV. And Whereas it is expedient more ſtrictly to provide againſt 'any improper Inveſtment of Monies under the Proviſions of the ſaid 'recited Act and this Act;' Be it therefore enacted, That the Privilege of paying Money into the Bank of *England*, and of receiving Debentures for the ſame, ſhall, from and after the Firſt Day of *October* One thouſand eight hundred and eighteen, be reſtricted to ſuch Inſtitutions only which ſhall, by one or more of their Rules, provide that the Sums paid by any Perſon who ſhall pay or ſubſcribe any Sum by Ticket or Number or otherwiſe, without diſcloſing his or her Name to the Truſtees of ſuch Inſtitution, ſhall not exceed the Sum of Ten Pounds in any One Year; and it ſhall be lawful for the Commiſſioners for the Reduction of the National Debt, previous to the Payment of any Sum or Sums into the Bank of *England*, in purſuance of this Act, to require the Production of ſuch Rule or Rules ſo limiting the ſaid Sum or Sums to be ſo depoſited, certified under the Hands of Two of the Truſtees or Managers of each ſuch Inſtitution reſpectively, and any other Proof which they may think neceſſary to require.

Commiſſioners of National Debt to require Production of Rules ſo reſtraining.

XV. Provided

XV. Provided always, and be it further enacted, That the Privilege of paying Money into the Bank of *England*, and of receiving Debentures for the ſame, ſhall be and the ſame is hereby declared to be extended to ſuch Inſtitutions as may have been eſtabliſhed at any time previous to the paſſing of the ſaid recited Act of the laſt Seſſion of Parliament, or who may have ſince formed or may hereafter form their Rules and Regulations according to the Proviſions of the ſaid recited Act and this Act; and it ſhall and may be lawful for the Truſtees of ſuch Inſtitutions reſpectively to inveſt any Funds already accumulated by ſuch Inſtitutions, and which ſhall not have been inveſted at the time of the paſſing of this Act, in Debentures in manner authorized by the ſaid recited Act and this Act. Inſtitutions formed previous to 57 G. 3. c. 130. to have the Privilege of inveſting Money in the Bank, &c.

XVI. And be it further enacted, That in caſes where any Banks for Savings have been or ſhall be eſtabliſhed in any Town or Place, and other ſmaller Banks have been or ſhall be eſtabliſhed in the Neighbourhood of ſuch Town or Place, as Branch Banks thereof, and ſuch Branch Banks by their Treaſurers have paid or ſhall pay any Sums into the Bank in any ſuch Town or Place, as a Central Bank, it ſhall and may be lawful for the ſaid Truſtees, or any Two of them, of any ſuch Central Bank, to pay into the Bank of *England*, in manner preſcribed by the ſaid recited Act, along with the Monies belonging to ſuch Central Bank, any Sum or Sums of Money belonging to and on account of any ſuch Branch Bank: Provided always, that the Treaſurers of ſuch Branch Banks ſhall certify to the Treaſurer of ſuch Central Bank, that the Amount contributed by any one Subſcriber to any ſuch Branch Bank in any one Year, does not exceed the Proportions required by this Act. Central Banks may inveſt the Money of Branch Banks. Proviſo.

XVII. And be it further enacted, That whenever a Tranſcript of the Rules, Orders and Regulations, for the Management of any Inſtitution requiring the Benefit of the ſaid recited Act and of this Act, ſhall have been or ſhall be depoſited with the Clerk of the Peace for the County, Riding, Diviſion or Place wherein ſuch Inſtitution ſhall be eſtabliſhed, purſuant to the Directions of the ſaid recited Act, ſuch Tranſcript ſhall be ſigned by Two Truſtees of ſuch Inſtitution, and ſhall by ſuch Clerk of the Peace be laid before the Juſtices for ſuch County, Riding, Diviſion or Place, at the General or Quarter Seſſions next after the time when ſuch Tranſcript ſhall have been ſo depoſited; and it ſhall be lawful for ſuch Juſtices then and there preſent, after due Examination thereof, to reject and diſapprove of ſuch Part or Parts thereof as ſhall be repugnant to the true Intent and Meaning of the ſaid recited Act and this Act, or to allow and confirm the ſaid Tranſcript, or ſuch Part or Parts thereof as ſhall be conformable to the true Intent and Meaning of the ſaid recited Act and this Act: Provided always, that the ſaid Juſtices ſhall ſignify ſuch Rejection or Diſapproval of any one or more of the Rules, Orders and Regulations contained in ſuch Tranſcript by the Words "Rejected," or "Diſapproved," written oppoſite ſuch Rule or Rules, Order or Orders, Regulation or Regulations, and ſigned by the Chairman of ſuch Seſſions; and ſuch Rule or Rules, Order or Orders, Regulation or Regulations, as ſhall be ſo rejected or diſapproved of, ſhall not be in force from the time of ſuch Rejection or Diſapproval; any thing in the ſaid recited Act or this Act, or in any ſuch Rules, Orders and Regulations, to the contrary notwithſtanding: Provided always, that the ſaid Clerk of the Peace do, within Juſtices at Seſſions may allow or reject any Rules of the Inſtitutions ſent to the Clerk of the Peace. How ſuch Rejection notified. Notice to Truſtees of Rejection

by Clerk of the Peace.

within the Space of Ten Days next after ſuch Rejection or Diſapproval, give Notice thereof in Writing to the Two Truſtees of ſuch Inſtitution by whom the Tranſcript of ſuch Rules, Orders and Regulations ſhall be ſigned as aforeſaid.

Awards, Bonds, &c. not liable to Stamp Duty.

XVIII. And be it further enacted, That no Arbitration Bond or Bond of Reference, nor any Award, Order or Determination of any Arbitrator or Arbitrators, or Umpire, which ſhall be made under the General Rules, Orders or Regulations of any Inſtitution, filed as required by the ſaid recited Act of the laſt Seſſion of Parliament, and which Award, Order or Determination are by the ſaid Act declared to be final without Appeal, ſhall be ſubject or liable to or charged with any Stamp Duty or Duties whatſoever.

SCHEDULE to which this Act refers.

(A.)

FORM of the Order of the Truſtees to make Payments into the Bank of England, to be produced to the Officer of the Commiſſioners for the Reduction of the National Debt.

WE, being Two of the Truſtees of the Saving Bank eſtabliſhed at [*inſert the Town and County*] do, in purſuance of Two Acts, made in the Fifty ſeventh and Fifty eighth Years of the Reign of King George the Third, to encourage the Eſtabliſhment of Banks for Savings in England, hereby authorize and direct *A. B.* to pay into the Bank of England, to the Account of the Commiſſioners for the Reduction of the National Debt Pounds, and to receive for the ſame, on account of us the ſaid Truſtees, a Saving Bank Debenture of the like Amount, [*or*, Saving Bank Debentures making the like Amount as under] carrying Intereſt at the Rate of Three Pence per Day for every One hundred Pounds; and we hereby declare that the Sum above ſtated is the excluſive Property of the ſaid Saving Bank ſpecified in this our Order, and ariſes from individual Contributors to the ſaid Bank, *or*, from the Funds of Branch Banks connected with the ſaid Bank, and certified to us by the Truſtees of ſuch Branch Banks to be the Produce of individual Contributions, not exceeding in any caſe the Amount ſpecified in the ſaid Act for the Contribution of each Contributor, *or*, from voluntary Donation to the Funds of the ſaid Society, *or*, from the Funds of Friendly Societies, ſubſcribed through their Officers in purſuance of the ſaid Act, and in no other manner, nor from any other Source whatever.

Witneſs our Hands, this Day of

C. ——
D. —— } Truſtees.

Signed in the Preſence of us,
E. Witneſs to the ſigning of *C.*
F. Witneſs to the ſigning of *D.*

CERTIFICATE

(B.)

CERTIFICATE of the Officer of the Commiſſioners for the Reduction of the National Debt to enable Payments to be made into the Bank of England.

I Do hereby certify, That it appears by an Order dated produced to me conformable to the Proviſions of Two Acts, made in the Fifty ſeventh and Fifty eighth Years of the Reign of King George the Third, to encourage the Eſtabliſhment of Banks for Savings in England, that Two of the Truſtees of the Saving Bank eſtabliſhed at [*inſert the Town and County*] have authorized and directed *A. B.* to pay into the Bank of England, to the Account of the Commiſſioners for the Reduction of the National Debt, the Sum of Pounds, and to receive a Saving Bank Debenture of the like Amount, [*or*, Saving Bank Debentures making the like Amount as under] carrying Intereſt at the Rate of Three Pence per Centum per Diem.

Witneſs my Hand,

G. Superintendent.

(C.)

FORM of the DEBENTURE to be iſſued by the Officer of the Commiſſioners for the Reduction of the National Debt.

No. £

RECEIVED of the Saving Bank eſtabliſhed at in the County of Pounds; which Sum is placed to the Account of the Commiſſioners for the Reduction of the National Debt.

For the Governor and Company of the Bank of England,

Entered, *A. B.* Caſhier.

WHEREAS by virtue of Two Acts, made in the Fifty ſeventh and Fifty eighth Years of King George the Third, to encourage the Eſtabliſhment of Banks for Savings in England, the above Sum hath been paid into the Bank of England to the Account of the Commiſſioners for the Reduction of the National Debt, on account of the Saving Bank above ſtated: Now this Debenture is chargeable on the Monies or Funds ſtanding in the Names of the Commiſſioners for the Reduction of the National Debt at the Bank of England, and entitles the ſaid Saving Bank to the ſaid Principal Sum, carrying an Intereſt after the Rate of Three Pence per Day for every One hundred Pounds, from the Day of the Date hereof inclusive, payable at the Bank of England to the Truſtees, or to their Uſe, by the Order of Two of ſuch Truſtees, on the Twentieth Day of May [*or*, Twentieth Day of November next] next after the Date hereof, or at any other time, upon the Production of ſuch Order at the Office of the ſaid Commiſſioners, and the Indorſement hereon of the Names and under the Hands of Two of the Truſtees of the ſaid Saving Bank, directing Payment thereof to be demanded by the Perſon producing the ſame; and the Intereſt ſhall in all caſes be computed from

the Day of the Date of the Debenture inclusive, up to and including the Five Days following the Day of the Date of such Order.

Witness my Hand, the Day and Date above written,

C. D. Superintendent.

This Debenture is not transferable nor assignable.

(D.)

FORM of DEBENTURE to be issued by the Officer of the Commissioners for the Reduction of the National Debt in Exchange for an Original Debenture, with or without the Interest added thereto.

No. ———— £ ————

WHEREAS by virtue of Two Acts, made in the Fifty seventh and Fifty eighth Years of King George the Third, to encourage the Establishment of Banks for Savings in England, a Debenture [*or*, Debentures] whereof the Principal, [*or*, the Principal and Interest] amounting to the Sum of Pounds, hath [*or*, have] been received at the Office of the Commissioners for the Reduction of the National Debt, on account of the Saving Bank established at in the County of Now this Debenture is in Exchange for the same, and is chargeable on the Monies or Funds standing in the Names of the Commissioners for the Reduction of the National Debt at the Bank of England, and entitles the said Saving Bank to the said Sum above stated, carrying an Interest after the Rate of Three Pence per Day for every One hundred Pounds, from the Day of the Date hereof inclusive, payable at the Bank of England to the Trustees, or to their Use, by the Order of Two of such Trustees, on the Twentieth Day of May [*or*, Twentieth Day of November] next after the Date hereof, or at any other time, upon the Production of such Order at the Office of the said Commissioners, and the Indorsement hereon of the Names and under the Hands of Two of the Trustees of the said Saving Bank, directing Payment thereof to be demanded by the Person producing the same; and the Interest shall in all cases be computed from the Day of the Date of the Debenture inclusive, up to and including the Five Days following the Day of the Date of such Order.

Witness my Hand, this Day of

C. B. Superintendent.

This Debenture is not transferable nor assignable.

(E.)

INDORSEMENT of the Order of the Trustees on the Debenture to receive Payment.

WE, Two of the Trustees of the Saving Bank within described, do hereby authorize and direct *C. D.* to demand and receive both the Principal and Interest of the Debenture in Money, [*or*, to demand and receive the Interest due thereon in Money, and also a new Debenture of the like Amount, in lieu of this Debenture, bearing the like Rate of Interest;] [*or*, to demand a new Debenture [*or*, Debentures] of the like Amount, and the Interest added thereto, bearing the like Rate of Interest.]

Or,

Or,

WE, *A.* of and *B.* of Two of the Truſtees of the Saving Bank within deſcribed, do hereby require ſuch an Amount of Three per Centum Conſolidated [*or*, Reduced] Bank Annuities, [*or*, Three Pounds and Ten Shillings per Centum Bank Annuities] to be transferred into our ſaid Names, as Truſtees of the ſaid Saving Bank, in the Books of the Governor and Company of the Bank of England, computed according to the Proviſions of the Act in that caſe made and provided, as ſhall produce by ſuch Computation the like Amount as the Principal and Intereſt of this Debenture in Money.

Witneſs our Hands, this Day of

Signed in the Preſence of us,
E. Witneſs to the Signing of *A.*
F. Witneſs to the Signing of *B.*

A. ——
B. ——
Truſtees of the ſaid Saving Bank.

(F. 1.)

CERTIFICATE of the Officer of the Commiſſioners for the Reduction of the National Debt, to enable the Payment of One or more Debentures in Money.

I Do hereby certify to the Governor and Company of the Bank of England, That a Debenture [*or*, Debentures] hath [*or*, have] been delivered at the Office of the Commiſſioners for the Reduction of the National Debt, conformably to an Order under the Hands of Two of the Truſtees of the Saving Bank eſtabliſhed at [*inſert the Town and County*] purſuant to the Proviſions of Two Acts paſſed in the Fifty ſeventh and Fifty eighth Years of the Reign of King George the Third, to encourage the Eſtabliſhment of Banks for Savings in England; and that the Sum to be paid on Account thereof in Money amounts to Pounds Shillings and Pence; which ſaid Sum pay to *A. B.* the Perſon authorized by the ſaid Truſtees to receive the ſame.

Witneſs my Hand, this Day of

C. D. Superintendent.

Received the Sum above ſtated,

E. F. acting for the Truſtees.

(F. 2.)

CERTIFICATE of the Officer of the Commiſſioners for the Reduction of the National Debt, to enable the Payment of One or more Debentures in Stock.

I Do hereby certify to the Governor and Company of the Bank of England, That a Debenture [*or*, Debentures] hath [*or*, have] been delivered at the Office of the Commiſſioners for the Reduction of the National Debt, on Account of the Saving Bank eſtabliſhed at [*inſert the Town and County*] purſuant to the Proviſions of Two Acts paſſed in the Fifty ſeventh and Fifty eighth Years of the Reign of King George the Third, to encourage the Eſtabliſhment of Banks

for Savings in England; and that the Sum of Three per Centum Conſolidated [*or*, Reduced] Bank Annuities, [*or*, Three Pounds and Ten Shillings per Centum Bank Annuities] to be transferred on account thereof from the Account of the ſaid Commiſſioners ſtanding in the Books of the Governor and Company of the Bank of England, into the Names of *A.* of and *B.* of Two of the Truſtees of the ſaid Saving Bank, computed according to the Proviſions of the ſaid Act, amounts to Pounds.

Witneſs my Hand, this Day of

C. D. Superintendent.

(G.)

CERTIFICATE to be granted by the Accountant General of the Governor and Company of the Bank of England, on the Transfer of Stock from the Account of the Commiſſioners for the Reduction of the National Debt, to the Truſtees of Saving Banks.

IN purſuance of Two Acts, paſſed in the Fifty ſeventh and Fifty eighth Years of the Reign of King George the Third, to encourage the Eſtabliſhment of Banks for Savings in England, I do hereby certify, That the Sum of Three Pounds per Centum Conſolidated [*or*, Reduced] Bank Annuities, [*or*, Three Pounds and Ten Shillings per Centum Bank Annuities] hath been this Day transferred from the Account of the Commiſſioners for the Reduction of the National Debt, into the Names of *A.* and *B.* Two of the Truſtees of the Saving Bank eſtabliſhed at [*inſert the Town and County*] under the Proviſions of the ſaid Act.

Witneſs my Hand, this Day of

CAP. XLIX.

An Act to explain Three Acts, paſſed in the Forty ſixth, Forty ſeventh and Fifty firſt Years of His Majeſty's Reign, reſpectively, for the Abolition of the Slave Trade.

[30th *May* 1818.]

46 G. 3. c. 52. 'WHEREAS an Act was paſſed in the Forty ſixth Year of the Reign of His preſent Majeſty, intituled *An Act to prevent the Importation of Slaves by any of His Majeſty's Subjects into any Iſlands, Colonies, Plantations or Territories belonging to any Foreign Sovereign, State or Power; and alſo to render more effectual a certain Order made by His Majeſty in Council on the Fifteenth Day of* Auguſt *One thouſand eight hundred and five, for prohibiting the Importation of Slaves (except in certain Caſes) into any of the Settlements, Iſlands, Colonies or Plantations on the Continent of* America *or in the* Weſt Indies, *which have been ſurrendered to His Majeſty's Arms during the preſent War; and to prevent the fitting out of Foreign Slave Ships from* Britiſh *Ports:* And Whereas 47 G. 3. Seſſ. 1. c. 36. an Act was paſſed in the Forty ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act for the Abolition of the Slave Trade:* And Whereas another Act was paſſed in the Fifty firſt 51 G. 3. c. 23. 'Year

'Year of the Reign of His preſent Majeſty, intituled *An Act for rendering more effectual an Act made in the Forty ſeventh Year of His Majeſty's Reign, intituled 'An Act for the Abolition of the Slave Trade:'* And Whereas divers Perſons have, contrary to Law, imported into certain of His Majeſty's Poſſeſſions on the Continent of *South America*, certain Negro Slaves from other Poſſeſſions of His Majeſty: And Whereas it is expedient that all Perſons who have been concerned in adviſing, authorizing or making ſuch Importations of Negro Slaves as aforeſaid, contrary to Law, ſhould be indemnified, inaſmuch as ſuch Importations have been made under a belief that they were authorized by Law;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Importations be and be deemed valid and of due Force in Law; and that all perſonal Actions and Suits, Indictments, Informations and all Proſecutions and Proceedings whatſoever, which have been or ſhall be hereafter proſecuted or commenced againſt any Perſon or Perſons for having adviſed, authorized or made any ſuch Importation at any time before the paſſing of this Act, be, are and ſhall be diſcharged and made void by virtue of this Act; and that if any Action or Suit ſhall be proſecuted or commenced againſt any Perſon or Perſons for or by reaſon of any ſuch Importation, he, ſhe or they may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence; and if the Plaintiff or Plaintiffs in any Action or Suit ſo to be proſecuted or commenced in that Part of the United Kingdom called *England* or that Part called *Ireland*, or in any of His Majeſty's Poſſeſſions on the Continent of *South America* or in the *Weſt India* Iſlands, ſhall become nonſuit, or forbear further Proſecution, or ſuffer Diſcontinuance, or if a Verdict ſhall paſs againſt ſuch Plaintiff or Plaintiffs, the Defendant or Defendants ſhall recover his, her or their Double Coſts, for which he, ſhe or they ſhall have the like Remedy as in caſes where the Coſts by Law are given to the Defendants; and if any ſuch Action or Suit as aforeſaid ſhall be commenced or proſecuted in the Part of *Great Britain* called *Scotland*, the Court before which ſuch Action or Suit ſhall be commenced or proſecuted ſhall allow to the Defender the Benefit of the Diſcharge and Indemnity thereby provided, and ſhall further allow him his Double Coſts of Suit in all ſuch caſes as aforeſaid.

Certain Importations of Slaves rendered valid, and Proſecutions nulled.

General Iſſue in ſuch Actions.

Double Coſts.

Actions in Scotland.

Double Coſts.

II. And be it alſo enacted, That if any Action or Suit hath been already commenced againſt any Perſon or Perſons for any ſuch Importation, it ſhall and may be lawful for the Defendant or Defenders in ſuch Action or Suit reſpectively, in whatever Court of the United Kingdom of *Great Britain* and *Ireland* or in any of His Majeſty's Poſſeſſions on the Continent of *South America*, or in the *Weſt India* Iſlands, ſuch Action or Suit ſhall have been commenced, to apply to ſuch Court or Courts reſpectively, to ſtay all Proceedings thereon reſpectively, by Motion in a ſummary Way, and ſuch Court or Courts are hereby required to make Order for that Purpoſe accordingly; and the Court or Courts making ſuch Order ſhall allow and award to the Defendant or Defenders reſpectively Double Coſts of Suit, for which they ſhall reſpectively have the like Remedy as in

Proceedings where Suits have been commenced to be ſtayed.

Double Coſts.

cases where the Costs are by Law given to the Defendant or Defenders.

'III. And Whereas it has been represented that there is in the 'Bahama Islands, and on certain Estates in the Island of *Dominica*, 'a considerable Quantity of the Land which, from Length of Culti- 'vation, has become exhausted: And Whereas it has in consequence 'become impossible for the Proprietors of such Land to find pro- 'fitable Employment and Subsistence for the Negro Slaves who are 'their Property, and have hitherto been supported by cultivating 'the said Land: And Whereas it might tend to ameliorate the Con- 'dition of the said Negro Slaves if they could by Law be trans- 'ported to certain of His Majesty's Possessions on the Continent of '*South America*, to which by Law they cannot now be transported;' Be it enacted, That from and after the passing of this Act, it shall and may be lawful for His Majesty, by and with the Advice of His Privy Council, to grant Licences for the Transportation of such Slaves from any of the said Islands to any of the said Possessions on the Continent of *South America*, under certain Regulations and Restrictions, to be hereinafter provided: Provided always, that no such Licence shall be granted unless upon a Representation to His Majesty's Most Honourable Privy Council, from the Proprietor of such Negro Slaves, who shall be required to produce satisfactory Proof that the said Slaves may be so transported without Disadvantage to themselves, and unless he shall enter into Bond to remove the said Negro Slaves in Families.

Slaves may be transported from the Bahamas and Dominica to South America on Licence.

IV. And be it further enacted, That it shall and may be lawful for His Majesty, by and with the Advice of His Privy Council, to make such further Rules and Regulations, with respect to the Transport and Destination of any such Negroes, with such Penalties and Forfeitures for the Breach thereof, as shall seem fit and necessary to His Majesty, by and with the Advice aforesaid.

His Majesty in Council may make further Rules and Orders.

V. Provided always, and be it further enacted, That it shall not be lawful for any Person or Persons to embark, ship, export or carry upon the Sea, any Slave or Slaves from any such Settlement or Territory, now belonging to, or under the Dominion, or in the Possession of His Majesty, on the Continent of *South America*, to any other Country, Island, Territory or Place whatever, whether under the Dominion of His Majesty, or of any Foreign Sovereign, State or Power; any thing in the said recited Acts or either of them, or in any other Act or Acts of Parliament to the contrary notwithstanding: Provided also, that nothing hereinbefore contained shall extend or be construed to extend to prohibit or prevent the embarking, shipping, exporting or carrying by Sea any Slave or Slaves from any such Settlement or Territory of or belonging to, or under the Dominion, or in the Possession of His Majesty, on the Continent of *South America*, to any other Settlement or Territory now belonging to, or under the Dominion, or in the Possession of His Majesty, on the said Continent of *South America*, so as that such Slaves are embarked, shipped and so carried by Sea, under and subject and according to all the Restrictions, Regulations, Penalties and Forfeitures in the said recited Acts or either of them contained, in relation to the carrying of Slaves from one Island, Colony or Plantation belonging to His Majesty, to any other Island, Colony or Plantation belonging to His Majesty: Provided also, that nothing hereinbefore contained shall prevent or be construed

Regulations as to the Conveyance of Slaves from one Settlement to another by Sea.

Proviso for employing Slaves in Navigation, Fishing, &c.

construed to prevent any Slave from being employed either in Navigation, Fishing or any other his ordinary Business or Occupation upon the Seas, in the same manner as Slaves may now be employed in any *British West India* Island, in Numbers not exceeding in any one Boat or Vessel those usually employed in navigating such Vessels or Boats: Provided also, that nothing hereinbefore contained shall extend or be construed to extend to prevent any Slave who shall be really and truly the domestic Servant of any Person residing or being in any such Settlement or Territory, now belonging to, or under the Dominion, or in the Possession of His Majesty as aforesaid, from attending his or her Owner, or Master or Mistress, or any Part of his or her Family, by Sea to any Place whatever, in the same manner and under the same Regulations as are prescribed by any of the said recited Acts as to Slaves attending their Masters from any *British West India* Island.

and for Slaves being domestic Servants attending their Masters by Sea.

CAP. L.

An Act to amend and continue, until the Tenth Day of *November* One thousand eight hundred and twenty, an Act passed in the Fifty sixth Year of His present Majesty, to repeal the Duties payable in *Scotland* upon Wash and Spirits, and Distillers' Licences; to grant other Duties in lieu thereof; and to establish further Regulations for the Distillation of Spirits from Corn, for Home Consumption, in *Scotland*.

[30th *May* 1818.]

'WHEREAS an Act passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act to repeal the Duties payable in* Scotland *upon Wash and Spirits, and Distillers' Licences; to grant other Duties in lieu thereof; and to establish further Regulations for the Distillation of Spirits from Corn, for Home Consumption, in* Scotland, *until the Tenth Day of* November *One thousand eight hundred and eighteen*; and it is expedient that the same should be altered, amended, and continued:' May it therefore please Your Majesty that it may be enacted; and Be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the said Tenth Day of *November* One thousand eight hundred and eighteen, and until the Tenth Day of *November* One thousand eight hundred and twenty, there shall be raised, levied, collected and paid unto His Majesty, His Heirs and Successors, the several Duties of Excise hereinafter mentioned; that is to say,

56 G. 3. c. 106.

From Nov. 10, 1818, to Nov. 10, 1820, the Duties herein mentioned to be levied.

For every Gallon of Wort or Wash brewed or made in any Part or Place in *Scotland*, from any Malt, Corn, Grain or Tilts, or any Mixture with the same, for extracting Spirits for Consumption in *Scotland*, Seven pence Halfpenny:

Duties on Worts and Spirits:

For every Gallon of Spirits of the Strength of Seven *per Centum* above Proof, as denoted by the Hydrometer called *Sikes'* Hydrometer, which shall be made or distilled from any Malt, Corn, Grain or Tilts, or any Mixture therewith, in any Part or Place in *Scotland*, for Consumption in *Scotland*, Eight pence Halfpenny:

The

The ſaid Duties to be paid by the reſpective Makers or Diſtillers of ſuch Wort, Waſh or Spirits reſpectively.

On Licences. For every Licence to be taken out by any Diſtiller or Maker of Low Wines or Spirits, in any Part or Place in *Scotland*, for Sale therein, or for Exportation therefrom, the Sum of Ten Pounds:

For every Licence to be taken out by any Rectifier of Spirits, in any Part or Place in *Scotland*, the Sum of Five Pounds:

The ſaid Duties for Licences to be paid by the reſpective Diſtillers and Rectifiers taking out ſuch Licences reſpectively.

Duties to be levied under the Proviſions of

II. And be it enacted, That the ſaid Duties granted by this Act ſhall be under the ſame Management, and ſhall be raiſed, levied, collected, ſecured and paid, in the ſame manner, and by the ſame Ways and Means, and under and ſubject to all the Rules, Regulations, Reſtrictions and Proviſions, Fines, Penalties and Forfeitures, and with and ſubject to ſuch and the like Powers, Authorities and Declarations, as are provided by the ſaid recited Act, except as altered and amended by this Act, and as are provided by

54 G 3. c. 172. an Act paſſed in the Fifty fourth Year of the Reign of His preſent Majeſty, intituled *An Act for repealing the Duties payable in* Scotland *upon Diſtillers Waſh, Spirits and Licences, and for granting other Duties in lieu thereof*, for the Management, Collection and Recovery of the Duties thereby granted, ſo far as the ſame are conſiſtent with the ſaid firſt recited Act and with this Act.

Duties paid into the Exchequer. III. And be it further enacted, That the Duties granted by this Act (the neceſſary Charges of raiſing and accounting for the ſame excepted) ſhall from time to time be paid into the Receipt of His Majeſty's Exchequer at *Weſtminſter*, and ſhall be carried to and made Part of the Conſolidated Fund of *Great Britain*.

Rate at which Duty charged. IV. And be it further enacted, That from and after the ſaid Tenth Day of *November* One thouſand eight hundred and eighteen, every Diſtiller for Home Conſumption in *Scotland* ſhall be charged with and pay the Duties granted by this Act, at and after the Rate of Thirteen Gallons of Spirits of the Strength of Seven *per Centum* above Proof as aforeſaid, for every One hundred Gallons of his or her Wort or Waſh prepared or made from Malt, Corn, Grain or Tilts, of a Gravity not exceeding Seventy, as indicated by the Saccharometer in manner after mentioned.

Where Spirits exceed Proportion of 13 Gallons for 100 Gallons of ſuch Worts, 4s. 9½d. per Gallon paid for Exceſs. V. And be it further enacted, That if any Diſtiller or Diſtillers of Spirits for Home Conſumption in *Scotland* ſhall, from the Commencement of the Termination of his, her or their Licence, or when ſuch Diſtiller or Diſtillers ſhall previouſly ceaſe working for the Seaſon, extract, make, diſtil or produce from Wort or Waſh prepared or made from Malt, Corn, Grain or Tilts, any Quantity of Spirits exceeding the Proportion of Thirteen Gallons, for every Hundred Gallons of ſuch Worts or Waſh diſtilled into Spirits as aforeſaid, every ſuch Diſtiller or Diſtillers ſhall pay Duty for all ſuch Spirits exceeding the Proportion aforeſaid at and after the Rate of Four Shillings and Nine pence Halfpenny for every Gallon of ſuch Exceſs, computed at the Strength of Seven *per Centum* above Proof as aforeſaid, over and above all other Duties on Worts, Waſh or Spirits whatſoever.

The whole Quantity of Worts for Fermentation collected VI. And be it further enacted, That the whole Quantity of Worts that are to be placed in any Waſh Batch, Tun or Veſſel for Fermentation, ſhall be collected therein within the Space of Twelve Hours

Hours from and after the Commencement of running or conveying any Part of the ſaid Worts from the Coolers or other Veſſels; and all and every Diſtiller or Diſtillers ſhall within ſuch Twelve Hours make and deliver to the proper Officer a Declaration in Writing, that ſuch Worts ſo collected as aforeſaid are of a Gravity not exceeding Seventy, as indicated by the Saccharometer directed by the ſaid firſt recited Act to be provided and uſed for this Purpoſe; and if any Diſtiller or Diſtillers ſhall refuſe or neglect ſo to collect all ſuch Worts within the time aforeſaid, or ſhall neglect or refuſe to make ſuch Declaration as aforeſaid, or make a falſe Declaration, or ſhall ferment or mix ſuch Worts with any Yeaſt, or any matter or thing for or occaſioning Fermentation, before the proper Officer ſhall have examined and taken an Account of the Gravity thereof by ſuch Saccharometer as aforeſaid; or which, after being ſo collected as aforeſaid, ſhall exceed the Gravity aforeſaid; every ſuch Diſtiller or Diſtillers ſhall, for each and every ſuch Offence, forfeit and pay the Sum of Two hundred Pounds.

lected within 12 Hours, and Declaration made that ſuch Worts are of a Gravity not exceeding 70.

Penalty 200l.

VII. And be it further enacted, That it ſhall and may be lawful for the Commiſſioners of His Majeſty's Treaſury of the United Kingdom of *Great Britain* and *Ireland* for the time being, by any Warrant, Order or Inſtruction ſigned by any Three or more of them, to authorize and empower the Commiſſioners of Exciſe in *Scotland* for the time being, by any Licence or Authority in Writing under the Hands of any Three or more of them, to allow ſuch time as they ſhall think fit for the Payment by any Diſtiller or Diſtillers for Home Conſumption in *Scotland* of the Duties granted by this Act, not exceeding Two Calendar Months from the time the ſame ſhall reſpectively become due and payable, and to take ſuch Security or Securities for the Payment thereof, with Intereſt thereon at the Rate of Five Pounds *per Centum per Annum* from the Day on which the ſame are payable by Law, until the ſame ſhall be paid, as the ſaid Commiſſioners of Exciſe ſhall think proper, ſubject to ſuch Limitations, Conditions and Reſtrictions as the ſaid Commiſſioners of His Majeſty's Treaſury ſhall think fit; any thing in any Act or Acts to the contrary notwithſtanding.

Treaſury may empower Commiſſioners of Exciſe in Scotland to allow Diſtiller on Security time for Payment of Duties, not exceeding Two Months, with Intereſt at 5l. per Cent.

VIII. And be it further enacted, That from and after the Tenth Day of *November* One thouſand eight hundred and eighteen, a proper Lock and Faſtening ſhall be provided and maintained by the reſpective Supervifor of Exciſe of the Diviſion or Diſtrict, at the Expence and Charge of every Diſtiller of Spirits for Home Conſumption in *Scotland*, for properly and ſufficiently locking and ſecuring the Diſcharge Cock of every Waſh Batch or Fermenting Tun or Veſſel uſed by ſuch Diſtiller or Diſtillers; which Lock and Faſtening ſhall be taken and ſealed by the proper Officer of Exciſe, and ſhall be and remain always ſo locked and ſealed, excepting when the ſame ſhall be opened by the proper Officer of Exciſe, who ſhall attend when thereunto required by ſuch Diſtiller for the Purpoſe of opening ſuch Lock or Locks, and allowing the Waſh in any ſuch Waſh Batch or Tun to be conveyed into the Jack Back in the manner directed by the ſaid firſt recited Act; and that as ſoon as the Charge for any Still ſhall have been run into the Jack Back in the manner directed by the ſaid firſt recited Act, the Diſcharge Cock of the Waſh Batch or Fermenting Tun or Tuns from whence ſuch Charge ſhall have been taken, ſhall be again locked and ſealed

Locks and Faſtenings for ſecuring the Diſcharge Cocks ſhall be provided by the Supervifor at the Expence of the Diſtiller.

Locks and Faſtenings to be ſealed, and opened by the proper Officer, while the Waſh is conveying into the Jack Back, &c.

ſealed as aforeſaid by the proper Officer, before the Waſh Still ſhall be opened into which ſuch Charge is to be pumped up from the Jack Back in the manner directed by the ſaid firſt recited Act; and that ſuch Jack Back ſhall in all Caſes be placed in the Still Houſe, as near as conveniently may be to the Waſh Still to which it forms the Means of Charge; and if any ſuch Diſtiller or Diſtillers ſhall neglect or refuſe to pay for any Lock, Key or other neceſſary Faſtening for ſecuring ſuch Diſcharge Cock as aforeſaid, or for the Repair or Removal thereof, which ſhall be provided or made by or by the Order of any Superviſor according to the Direction of this Act, or ſhall open, break or injure the ſame; or if any Perſon or Perſons ſhall obſtruct or hinder any Officer or Officers of Exciſe, or any Perſon or Perſons by him or them employed in that behalf, in the fixing or placing any ſuch Faſtening in ſuch manner as ſuch Officer or Officers ſhall direct or think expedient to anſwer any of the Purpoſes by this Act in that behalf intended, or in the locking, ſealing or ſecuring any ſuch Diſcharge Cock; or if the Jack Back uſed by ſuch Diſtiller ſhall not be placed in the Still Houſe as near as conveniently may be to the Waſh Still as aforeſaid, every ſuch Diſtiller ſhall, for each and every ſuch Offence, forfeit and loſe the Sum of Two hundred Pounds.

Diſtiller. &c. neglecting to Pay, &c.

Obſtructing Officer, &c.;

or if Jack Back not properly placed.

Penalty 200l.

Before making Bub or any other Compoſition, Entry ſhall be made of the Veſſels, and Notice given to the Officer before the making of any ſuch Mixture, who may take Account and alſo Samples to aſcertain the Gravity.

IX. And be it further enacted, That before making or uſing a Compoſition or Mixture called *Bub*, or any other Compoſition or Mixture for inducing or increaſing the Fermentation of Wort or Waſh, every Diſtiller of Spirits for Home Conſumption in *Scotland* ſhall make Entry of every Veſſel uſed by him or her for the Purpoſe of making or keeping any ſuch Compoſition or Mixture, deſcribing the ſame, and in what Part of the Premiſes the ſame is placed; and every ſuch Diſtiller ſhall alſo give Notice to the Officer of Exciſe, at leaſt Six Hours before beginning to make any ſuch Compoſition or Mixture, and ſhall alſo in ſuch Notice ſpecify the particular Waſh Batch or Fermenting Tun into which ſuch Compoſition or Mixture is to be put, and the Quantity of ſuch Compoſition or Mixture to be made by ſuch Diſtiller, which Quantity ſhall not exceed the Proportion of Seven Gallons thereof for every One hundred Gallons of Worts, for inducing the Fermentation of which the ſaid Compoſition or Mixture is to be prepared; and the Officer ſhall take an Account thereof in ſuch Veſſels reſpectively, and alſo of the Worts placed or to be placed in the Waſh Batch or Fermenting Tun, for inducing the Fermentation of which ſuch Compoſition or Mixture is to be uſed, and ſhall and may at all times be at liberty to take a Sample or Samples of ſuch Compoſition or Mixture, to aſcertain the Gravity thereof by the ſaid Saccharometer; and if the Gravity thereof or any Part thereof ſo aſcertained ſhall not at any time exceed the Gravity of the Worts made by ſuch Diſtiller ſo limited, and ſo taken an Account of when collected as aforeſaid, and ſhall not at any time be found of a leſs Gravity than Twenty, as indicated by the ſaid Saccharometer, ſuch Compoſition or Mixture ſhall be deemed and taken to be Waſh, and the Duty hereby impoſed on Wort or Waſh ſhall be charged thereon: And if any ſuch Diſtiller ſhall not make Entry of every ſuch Veſſel as aforeſaid, or ſhall at any time alter or change the Poſition of any ſuch Veſſels without giving Notice thereof in Writing to the proper Officer of Exciſe, or ſhall not give ſuch Notice as is herein directed, or ſhall make any ſuch Compoſition or Mixture

In what caſe Compoſition taken as Waſh.

Not making Entry, neglecting to give Notice, unduly making ſuch Compoſition, &c.

Mixture of a greater Quantity or Gravity than aforesaid, or if the Officer shall be prevented or obstructed in taking an Account thereof or Samples as aforesaid, as often and at such times as he may think necessary to ascertain the Gravity and Quantity thereof, or if such Distiller shall refuse or neglect to remove and put all such Composition or Mixture into the Wash Batch or Fermenting Tun specified in such Notice as aforesaid, immediately after the Worts are collected therein, and a Declaration of the Gravity thereof is delivered to, and the Gravity thereof has been tried by the Officer, for the fermenting of which the said Composition or Mixture was specified in such Notice as aforesaid, or shall keep in any such Vessel any such Composition which shall have become attenuated so low as Twenty, as indicated by the said Saccharometer, or if such Distiller shall at any time increase the Gravity of such Composition or Mixture after Trial thereof shall have been once made by Means of the said Saccharometer, or if after such Trial shall have been made the Gravity of any such Composition or Mixture shall be found to be more than Five Degrees greater, as indicated by the said Saccharometer, than the Gravity thereby indicated on such Trial as aforesaid; every such Distiller so offending in any of the above Particulars, or in whose Premises any such Offence shall be committed, shall forfeit and pay the Sum of Two hundred Pounds: Provided always, that if any such Composition or Mixture made by any such Distiller shall not have become attenuated so low as Twenty, as indicated by the said Instrument called a Saccharometer, and such Distiller shall within Twenty four Hours after such Composition or Mixture shall have been begun to be made, to be reckoned from the time that the Officer first took Account thereof, remove and put the Whole thereof into the Wash Batch or Fermenting Tun specified in such Notice as aforesaid, in the Presence of the proper Officer of Excise, and if such Officer shall then find an Increase of the Quantity of Worts in such Wash Batch or Fermenting Tun equal to the Amount arising from such Composition or Mixture put therein, such Composition or Mixture put therein shall be charged with Duty therein as Part of the Worts or Wash in such Wash Batch or Tun, and not distinctly and separately therefrom.

Penalty 200l.

Regulations as to attenuating Mixtures In what case Mixture charged as Part of the Worts.

X. And Whereas the Distilling Feints with Wash is injurious to the Quality of the Spirits; Be it therefore enacted, That from and after the Tenth Day of *November* One thousand eight hundred and eighteen, no Distiller of Spirits for Home Consumption in *Scotland* shall mix any Feints with any Wash or Low Wines, or put any Feints into any Back or other Vessel, or into any Still into which any Wash or Low Wines shall then be, or any Wash into any Back or other Vessel or into any Still where any Feints shall be; but shall, and every such Distiller is hereby required to provide a proper Feint Cask, sufficient to contain the whole Quantity of Feints necessary for one Charge of the Low Wine Still used by any such Distiller or Distillers; and every such Distiller shall, immediately on the extracting thereof, run and convey all the Feints which shall be produced from each Charge of his or her Still or Stills, directly from such Still or Stills into such Feint Cask, to be kept therein under the Lock of the Officer; and all Feints to be produced by any such Distiller shall be kept and continued in such Feint Cask under such Lock as aforesaid, until the same amount in Quantity to such Charge as aforesaid, and

No Feints to be mixed with Wash, &c. Cask to be provided to contain the Quantity necessary for a Charge.

Regulations for running the Feints, &c.

and shall be pumped into the Low Wine Still as hereinafter mentioned; and the proper Officer of Excise shall and may from time to time, during such time as aforesaid, take a true Gauge, and try the Strength of all Feints in such Feint Cask, and cast and compute the same at the Rate of Seven *per Centum* above Hydrometer Proof, and keep an exact Account thereof: Provided always, that no such Distiller shall collect or keep at any one time a greater Quantity of Feints than is sufficient for One Charge of the Low Wine Still used by him or her; and that so soon as such Quantity of Feints shall be so collected as aforesaid, every such Distiller shall, and he and she is hereby required to give Notice to the proper Officer that such Feints are so collected, and of his or her Intention to charge his or her Low Wine Still therewith, and upon the Officer's attending pursuant to such Notice, to pump all such Feints, in the Presence of such Officer, from and out of such Feint Cask into the Low Wine Still used by such Distiller, and to run the Produce thereof from such Low Wine Still into the Low Wine Receiver; and any Distiller offending in any of the above Particulars shall for every Offence forfeit and pay the Sum of Two hundred Pounds.

Proviso as to collecting and keeping Feints.

Penalty 200l.

When Licences to expire.

XI. And be it further enacted, That it shall and may be lawful for any Distiller or Distillers to apply at any time for a Licence to distil under the Authority of this Act, but that every such Licence shall expire on the Ninth Day of *November* immediately subsequent to the Day of the Commencement of such Licence.

Continuance of Act and of 56 G. 3. c. 106.

XII. And be it further enacted, That this Act and the said first recited Act, as altered and amended by this Act and hereby continued, shall be and remain in force until the said Tenth Day of *November* One thousand eight hundred and twenty; and the said recited Act and this Act shall be construed and receive Effect together, in the same manner as if such Parts of the said first recited Act as are hereby continued had, as hereby altered, been made Part of this Act.

Act may be altered, &c. this Session.

XIII. And be it further enacted, That this Act may be altered, varied or repealed by any Act or Acts to be passed in this present Session of Parliament.

CAP. LI.

An Act to amend certain Acts passed in the Fourth Year of King *Edward* the Fourth; First and Tenth Years of Queen *Anne*; First, Twelfth and Thirteenth Years of King *George* the First; Thirteenth, Twenty second and Twenty ninth Years of King *George* the Second; and Thirteenth and Fifty seventh Years of King *George* the Third; prohibiting the Payment of the Wages of Workmen in certain Trades otherwise than in the lawful Coin or Money of this Realm.

[30th *May* 1818.]

4 Edw. 4. c. 1.

1 Ann. Stat. 2. c. 18.

'WHEREAS in and by certain Provisions contained in an Act passed in the Fourth Year of the Reign of His Majesty King *Edward* the Fourth, and by certain other Provisions of an Act passed in the First Year of the Reign of Her Majesty Queen *Anne*, intituled *An Act for the more effectual preventing the Abuses and Frauds of Persons employed in the working up the Woollen, Linen,*

Linen, Fuſtian, Cotton and Iron Manufactures of this Kingdom; and by certain other Proviſions of an Act paſſed in the Tenth Year of the Reign of Her ſaid Majeſty, intituled *An Act for regulating, improving and encouraging the Woollen Manufacture of Mixt or Medley Broad Cloth, and for the better Payment of the Poor employed therein;* and by certain other Proviſions of an Act paſſed in the Firſt Year of the Reign of His late Majeſty King *George* the Firſt, intituled *An Act to make an Act of the Tenth Year of Her late Majeſty, intituled An Act for regulating, improving and encouraging of the Woollen Manufacture of Mixt or Medley Broad Cloth, and for the better Payment of the Poor employed therein, more effectual for the Benefit of Trade in general; and alſo to render more effectual an Act of the Seventh Year of Her ſaid Majeſty's Reign, intituled An Act for the better aſcertaining the Lengths and Breadths of Woollen Cloth made in the County of* York; and by certain other Proviſions of an Act paſſed in the Twelfth Year of the Reign of His ſaid Majeſty King *George* the Firſt, intituled *An Act to prevent unlawful Combination of Workmen employed in the Woollen Manufacture, and for the better Payment of their Wages;* and by certain other Proviſions of an Act paſſed in the Thirteenth Year of the Reign of His ſaid late Majeſty King *George* the Firſt, intituled *An Act for the better Regulation of the Woollen Manufacture, and for preventing Diſputes among the Perſons concerned therein; and for limiting a time for proſecuting for the Forfeiture appointed by an Act of the Twelfth Year of His Majeſty's Reign, in caſe of Payment of the Workmen's Wages in any other manner than in Money;* and by certain other Proviſions of an Act paſſed in the Thirteenth Year of the Reign of His late Majeſty King *George* the Second, intituled *An Act to explain and amend an Act made in the Firſt Year of the Reign of Her late Majeſty Queen* Anne, *intituled An Act for the more effectual preventing the Abuſes and Frauds of Perſons employed in the working up the Woollen, Linen, Fuſtian, Cotton and Iron Manufactures of this Kingdom, and for extending the ſaid Act to the Manufactures of Leather;* and by certain other Proviſions of an Act paſſed in the Twenty ſecond Year of the Reign of His ſaid late Majeſty King *George* the Second, intituled *An Act for the more effectual preventing of Frauds and Abuſes committed by Perſons employed in the Manufacture of Hats, and in the Woollen, Linen, Fuſtian, Cotton, Iron, Leather, Fur, Hemp, Flax, Mohair and Silk Manufactures; and for the preventing the unlawful Combination of Journeymen Dyers and Journeymen Hotpreſſers, and of all Perſons employed in the ſaid ſeveral Manufactures; and for the better Payment of their Wages;* and by certain Proviſions of an Act paſſed in the Twenty ninth Year of the Reign of His ſaid Majeſty King *George* the Second, intituled *An Act to render more effectual an Act paſſed in the Twelfth Year of the Reign of His late Majeſty King* George, *to prevent unlawful Combinations of Workmen employed in the Woollen Manufactures, and for better Payment of their Wages; and alſo an Act paſſed in the Thirteenth Year of the Reign of His ſaid late Majeſty, for the better Regulation of the Woollen Manufacture, and for preventing Diſputes among the Perſons concerned therein, and for limiting a time for proſecuting for the Forfeiture appointed by the aforeſaid Act, in*

10 Ann. c. 16.

1 G. 1. Stat. 2. c. 15.

7 Ann. c. 13.

12 G. 1. c. 34.

13 G. 1. c. 23.

13 G. 2. c. 8.

22 G. 2. c. 27.

29 G. 2. c. 33.

caſe

'*eaſe of the Payment of the Workmen's Wages in any other manner than in Money*;' and by certain other Proviſions of an Act paſſed
17 G. 3. c. 56. in the Thirteenth Year of His preſent Majeſty, intituled *An Act for amending and rendering more effectual the ſeveral Laws now in being for the more effectual preventing of Frauds and Abuſes, by Perſons employed in the Manufacture of Hats, and in the Woollen, Linen, Fuſtian, Cotton, Iron, Leather, Fur, Hemp, Flax, Mohair and Silk Manufactures, and alſo for making Proviſions to prevent Frauds by Journeymen Dyers*; as well as by
57 G. 3. c. 115. the Proviſions of Two other Acts of the Fifty ſeventh *George* † Third, the one intituled *An Act to extend the Proviſions of an Act of the Twelfth Year of His late Majeſty King* George *the Firſt, and an Act of the Twenty ſecond Year of His late Majeſty King* George *the Second, againſt the Payment of Labourers in Goods or by Truck, and to ſecure their Payment in the lawful Money of this Realm to Labourers employed in the Manufacture of Articles made of Steel, or of Steel or Iron combined, and of Plated Articles, and of other*
57 G. 3. c. 122. *Articles of Cutlery*; and the other intituled *An Act to extend the Proviſions of an Act of the Twelfth Year of His late Majeſty King* George *the Firſt, and an Act of the Twenty ſecond Year of His late Majeſty King* George *the Second, againſt Payment of Labourers in Goods or by Truck, and to ſecure their Payment in the lawful Money of this Realm, to Labourers employed in the Collieries, or in the working and getting of Coal, in the United Kingdom of* Great Britain *and* Ireland; *and for extending the Proviſions of the ſaid Acts to* Scotland *and* Ireland; the Payment of the Wages of Workmen in certain Trades and Occupations in the aforeſaid Acts enumerated, in any other Way than in the lawful Coin or Money of this Realm, is prohibited and made penal: And Whereas it would be expedient that Perſons concerned in the Trades or Occupations, or concerned in the Employment of Artificers, Workmen or Labourers, of the Deſcriptions mentioned in the aforeſaid Acts, ſhould be permitted in all Caſes where ſuch Artificers, Workmen or Labourers, ſhall be willing to receive the ſame in Payment, to ſatisfy and pay the Wages of ſuch Artificers, Workmen or Labourers, in Notes of the Governor and Company of the Bank of *England*, or in Notes of any duly licenſed Banker or Bankers, iſſued under the Authority and according to the Proviſions of the Acts for the time being for granting and regulating the Stamp Duties, and other the Act or Acts for the time being, for that Purpoſe made and provided:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame,

Wages may be paid in Bank Notes if the Party conſents.

That it ſhall and may be lawful to and for all and every Perſon or Perſons concerned in the Trades or Occupations, or concerned in the Employment of Artificers, Workmen or Labourers of the Deſcriptions mentioned in the aforeſaid Acts, or any of them, to pay the Wages of their, his or her Workman or Workmen, Labourer or Labourers, Artificer or Artificers, in a Note or Notes of the Governor and Company of the Bank of *England*, or in a Note or Notes of any duly licenſed Banker or Bankers, iſſued under the Authority of the Statutes for the time being in that behalf made and provided, and according to the Proviſions of the Statutes for

the

the time being for granting and regulating the Stamp Duties in all Cases where his, her or their Labourer or Labourers, Workman or Workmen, Artificer or Artificers, shall freely and voluntarily consent, and be willing to accept and receive the same in Payment or Satisfaction of his, her or their Wages, but not otherwise.

'II. And Whereas by the said Acts or some of them it is pro-'vided, that the Forfeitures and Penalties thereby imposed on Per-'sons concerned in the Trades and Occupations, or concerned in the 'Employment of Artificers, Workmen and Labourers of the De-'scription therein mentioned, who shall pay the Wages of the said 'Artificers, Workmen or Labourers, or any Part thereof, otherwise 'than in the lawful Coin or Money of this Realm, contrary to the 'Provisions of the said Acts, shall be paid in some Cases to the 'Artificers, Workmen and Labourers, and in other Cases One 'Moiety to the Informer, and the other Moiety to the Party or 'Parties aggrieved: And Whereas it would tend to the more easy 'Conviction of Offenders, if the said Forfeitures and Penalties were 'in future in all Cases to be paid, One Moiety to the Informer, and 'the other Moiety to the Use of the Poor of the Parish in which the 'Offence is committed;' Be it therefore enacted, That so much of the said Acts or any of them as directs the Payment of the said Forfeitures and Penalties, either to the Labourers, Artificers or Workmen themselves, or in equal Moieties to the Informer and to the Party or Parties aggrieved, shall be and the same is hereby repealed.

So much of recited Acts as relates to Payment of Forfeitures repealed.

III. And be it further enacted, That from and after the passing of this Act, if any Person or Persons shall incur and be convicted in any Penalty or Penalties under any of the said Acts, such Penalty or Penalties, in which any such Person or Persons shall be so convicted, instead of being applied as by the said Acts or any of them is directed, shall be paid and applied, One Moiety thereof to the Informer, and the other Moiety to the Churchwardens and Overseers of the Poor, or in *Scotland* to the Kirk Session of the Parish within which the said Offence shall have been committed, for the Use of the Poor of the said Parish.

One Moiety of Forfeitures to Informer, the other to the Poor, or in Scotland to the Kirk Session of the Parish.

IV. Provided always, and be it further enacted, That if the Informer shall be called to give Evidence, the Whole of the Penalty shall in that Case go to the Poor of the Parish.

In what case Penalty to Poor.

'V. And Whereas Difficulties have occurred in the Execution 'of the aforesaid Acts by reason of there being no Form of Con-'viction therein enacted;' Be it therefore enacted, That for the more effectually preventing the pernicious Practices mentioned in the said recited Acts, and for the more easy and effectual carrying into Effect the wholesome Provisions of the said Acts, the Form of Conviction inserted in Schedule (A.) to this Act annexed, shall be deemed and taken to be the legal and proper Form of Conviction as to any Penalty or Penalties to be incurred under any or either of the aforesaid Acts.

Form of Conviction in Schedule (A.) to be adopted.

VI. And be it also further enacted, That all the Powers, Provisions, Regulations, Pains, Penalties and Forfeitures in the said Acts or any of them contained, for the Purposes aforesaid, shall be exercised, enforced, levied, recovered and applied, in as ample and full a manner as if the same had been hereby enacted.

Powers of recited Acts extended to this Act.

SCHEDULE to which this Act refers.

SCHEDULE (A.)

Shire to wit. } BE it remembered, That on this Day of at in the said County of *A. B.* of in the said County of was duly convicted before us (Two of His Majesty's Justices of the Peace in and for the County aforesaid), in the Penalty of , for having paid or caused to be paid the Sum of due to *C. D.* of the Parish of for Wages for Work done for him the said *A. B.* in the Trade or Occupation of , otherwise than as provided and directed by an Act passed in the Fifty eighth Year of His Majesty King George the Third, intituled *An Act to amend certain Acts passed in the Fourth Year of the Reign of King Edward the Fourth; First and Tenth Years of the Reign of Queen Anne; the First, Twelfth and Thirteenth Years of the Reign of King George the First; the Thirteenth, Twenty second and Twenty ninth Years of the Reign of King George the Second; and the Thirteenth and Fifty seventh Years of the Reign of King George the Third; prohibiting the Payment of the Wages of the Workmen in certain Trades, otherwise than in the lawful Coin or Money of this Realm.* Given under our Hands and Seals the Day and Year first above written.

CAP. LII.

An Act to continue, until the Twentieth Day of *June* One thousand eight hundred and twenty, an Act of the Fifty second Year of His present Majesty, for the more effectual Preservation of the Peace, by enforcing the Duties of Watching and Warding. [30th *May* 1818.]

52 G. 3. c. 17.

'WHEREAS an Act was passed in the Fifty second Year of His present Majesty's Reign, intituled *An Act for the more effectual Preservation of the Peace, by enforcing the Duties of Watching and Warding, until the First Day of* March *One thousand eight hundred and fourteen, in Places where Disturbances prevail or are apprehended;* which Act was afterwards renewed, and has been continued, by an Act of the last Session of Parliament, until the Fifteenth Day of *June* One thousand eight hundred and eighteen; and it is expedient that the same shall be further continued;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act of the Fifty second Year of His said Majesty's Reign shall be and the same is hereby further continued until the Twentieth Day of *June* One thousand eight hundred and twenty.

continued.

CAP.

CAP. LIII.

An Act for enabling His Majesty to make further Provision for His Royal Highness the Duke of *Kent*, and to settle an Annuity on the Princess of *Leiningen*, in case she shall survive his said Royal Highness. [30th *May* 1818.]

'Most Gracious Sovereign,

'WE, Your Majesty's most dutiful and loyal Subjects, the 'Commons of the United Kingdom of *Great Britain* and '*Ireland* in Parliament assembled, having taken into Consideration 'the Message of His Royal Highness the Prince Regent, acting in 'the Name and on the behalf of His Majesty, communicating that a 'Treaty of Marriage was in Negociation between His Royal High- 'ness the Duke of *Kent* and Her Serene Highness *Mary Louisa* '*Victoria*, Widow of the late Prince of *Leiningen* and Sister of the 'Reigning Duke of *Saxe Cobourg* of *Saalfeld* and of his Royal 'Highness *Leopold George Frederick* Prince of *Cobourg* of *Saalfeld*, 'do most humbly beseech Your Majesty that it may be enacted;' and Be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for The King's Most Excellent Majesty, by any Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, to give and grant unto His said Royal Highness the Duke of *Kent*, for and during His Majesty's Royal Will and Pleasure, an Annuity or Yearly Sum of Six thousand Pounds of lawful Money of *Great Britain*, in such Proportions and in such manner and Form as His Majesty in His Wisdom shall think fit to direct and appoint the same; which Annuity shall commence and take effect from the Fifth Day of *April* One thousand eight hundred and eighteen, and shall be paid and payable Quarterly in equal Portions, at the Four most usual Days of Payment in the Year, (that is to say,) the Fifth Day of *July*, the Tenth Day of *October*, the Fifth Day of *January*, and the Fifth Day of *April* in each and every Year; and also that it shall and may be lawful to and for The King's Most Excellent Majesty, by Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, to give and grant unto Her said Serene Highness *Mary Louisa Victoria* Princess of *Leiningen*, when she shall become Duchess of *Kent*, or to such other Person or Persons as His Majesty shall think fit to be named in such Letters Patent, and his or their Heirs, to the Use of or in Trust for Her said Serene Highness, an Annuity of Six thousand Pounds of like lawful Money, which shall have Commencement and take effect immediately from and after the Decease of His said Royal Highness the Duke of *Kent*, in case Her said Serene Highness shall survive him, and shall continue from thenceforth for and during the natural Life of Her said Serene Highness, and shall be paid and payable in equal Portions at the Four Days of Payment hereinbefore mentioned; the First Payment thereof to be made at such of the said Days of Payment as shall first and next happen after the Decease of His said Royal Highness the Duke of *Kent*, in case Her said Serene Highness shall survive him as aforesaid; and that the said several Annuities shall and may in and by such Letters Patent be directed to be respectively issuing and payable out of and chargeable

An Annuity of 6000l. during Pleasure to the Duke of Kent.

Payable Quarterly.

A like Annuity to the Duchess for Life if she survive the Duke, payable Quarterly.

The said Annuities payable out of Consolidated Fund.

chargeable upon the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, (after paying or reſerving ſufficient to pay all ſuch Sums as have been directed to be paid out of the ſame by any Act or Acts of Parliament made previous to the time of paſſing this Act,) but with preference to all other Payments which ſhall or may at any time or times after the paſſing of this Act be charged upon and payable out of the ſaid Fund.

At the Receipt of the Exchequer, without Fee.

II. And be it further enacted, That the ſaid ſeveral Annuities, as the ſame ſhall take effect, ſhall be paid and payable during the Continuance of the ſame reſpectively at the Receipt of His Majeſty's Exchequer at *Weſtminſter*; and the Auditor of the ſaid Receipt ſhall and he is hereby required by virtue of ſuch Letters Patent reſpectively to make forth and paſs Debentures from time to time for paying the ſaid ſeveral Annuities during the Continuance of the ſame reſpectively, and as the ſame ſhall become due and payable, without any Fees or Charges to be demanded or taken for paying the ſame, or any Part thereof; and the ſaid Debentures to be made forth and paſſed as aforeſaid ſhall be a ſufficient Authority to the ſeveral and reſpective Officers of the Receipt of the Exchequer now and for the time being for the Payment of the ſaid ſeveral Annuities, as the ſame ſhall take effect, according to the Directions of this Act, without any further or other Warrant to be ſued for, had or obtained in that behalf.

Annuities clear of Taxes.

III. And be it further enacted, That the ſaid ſeveral Annuities, and every Part thereof reſpectively, ſhall be free and clear from all Taxes, Rates and Aſſeſſments, and all other Charges whatever, impoſed or to be impoſed by Authority of Parliament or otherwiſe.

CAP. LIV.

An Act to grant certain Rates, Duties and Taxes in *Ireland*, in reſpect of Fire Hearths, Windows, Male Servants, Horſes, Carriages and Dogs, in lieu of former Rates, Duties and Taxes thereon; and to provide for the Payment thereof to the Collectors of Exciſe; and for the more effectual accounting for the ſame. [1ſt *June* 1818.]

'WHEREAS it is expedient to repeal the ſeveral Rates, Duties 'and Taxes payable in *Ireland* in reſpect of Fire Hearths, 'Windows, Male Servants and other Male Perſons, Carriages, Horſes 'and Dogs, granted by an Act of Parliament made in the Fifty ſixth 'Year of His preſent Majeſty's Reign, intituled '*An Act to grant 'certain Rates, Duties and Taxes in* Ireland *in reſpect of Fire Hearths, 'Windows, Male Servants, Horſes, Carriages and Dogs, in lieu of 'former Rates, Duties and Taxes, and to provide for the more effectual 'Collection of the ſaid Rates, Duties and Taxes*, and to grant other 'Rates, Duties and Taxes in lieu thereof, and to provide for the 'regulating and ſecuring the Collection of all ſuch Rates, Duties 'and Taxes;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Fifth Day of *January* One thouſand eight hundred and eighteen, the ſeveral Rates, Duties and Taxes on Fire Hearths, Windows, Male Servants and other Male Perſons, Carriages, Horſes and Dogs, granted

56 G. 3. c. 57.

The Rates on Fire Hearths, Windows, &c. repealed, except Arrears, &c.

granted in and by the hereinbefore recited Act, and all Regulations and Directions contained in or made by the said Act, shall cease and determine, and shall be and the same are hereby repealed, except so far as the said Act repeals any former Act or Acts, and except also so far as the said recited Act relates to the charging, recovering, levying, paying, allowing, repaying or accounting for any Rates, Duties and Taxes or Arrears thereof, due or incurred on or previous to the said Fifth Day of *January* One thousand eight hundred and eighteen, save as hereinafter otherwise is provided for the Payment and Collection of the same, and also except so far as may concern or relate to the prosecuting, suing for and recovering of any Fine, Penalty or Forfeiture for any Offence against the said Act, or for any Offence against any Act or Acts relating to the said Rates, Duties and Taxes, or any of them, which shall have been or shall be committed on or before the said Fifth Day of *January* One thousand eight hundred and eighteen, and except so far as relates to any Suit or Proceeding which may have been commenced or instituted, or shall be commenced or instituted at any time after the said Fifth Day of *January* One thousand eight hundred and eighteen, and before the passing of this Act, for or in respect of, or relating to any such Rates, Duties and Taxes; and which said Suits or Proceedings shall and may be proceeded on to Judgment and Execution to all Intents and Purposes as if the said Act had not been repealed and determined.

The Duties specified in Schedules annexed to be paid.

II. And be it further enacted, That from and after the Fifth Day of *January* One thousand eight hundred and eighteen, there shall be levied, raised, collected, paid and satisfied unto His Majesty, His Heirs and Successors, upon and in respect of the several Fire Hearths or other Places for Firing or Stoves, Windows or Lights, Male Servants or other Male Persons, Horses, Mares, Geldings, Carriages and Dogs specified, described and contained in the several Schedules marked A., B., C., D., E., F., G., H. and I. respectively to this Act annexed, the several Amounts, Sums of Money, Rates, Duties and Taxes as they are respectively described and set forth in the said respective Schedules; and that the said several Schedules, and all and every the Rules, Regulations, Exceptions, Exemptions and Abatements therein respectively specified and contained, shall be deemed and taken to be a Part of this Act to all Intents and Purposes whatsoever; and the said Rates, Duties and Taxes shall be in lieu and instead and in full Satisfaction of all Rates, Duties and Taxes granted by any former Act or Acts of Parliament upon and in respect of the like Articles, matters and things, except such Rates, Duties and Taxes as have been imposed for certain local Purposes in *Ireland* by any Act or Acts of Parliament.

Assessments and Proceedings thereon, since Jan. 5, 1818, to be valid.

III. Provided always, and be it enacted, That every Assessment and Charge of the Rates, Duties and Taxes, in respect of Fire Hearths and other Firing Places or Stoves, and of Windows or Lights, Male Servants and other Male Persons, Horses, Mares, Geldings, Carriages and Dogs, or of any of them, which shall have been made, and also every Act or Acts which shall have been done or performed by any Officer or other Person appointed by or acting under the Orders or Directions of the Commissioners of Inland Excise and Taxes in *Ireland*, in relation to the same, at any time since the Fifth Day of *January* One thousand eight hundred and eighteen, and before the passing of this Act, pursuant to the Regulations and

Provisions of the said Act hereinbefore recited and repealed, shall be and the same is and are hereby declared to be good, valid and effectual to all Intents and Purposes whatsoever.

Duties paid in British Currency, and carried to Consolidated Fund.

IV. And be it further enacted, That all Rates, Duties and Taxes by this Act and the several Schedules hereunto annexed, granted and made payable, shall be paid and payable and received and receivable in *British* Currency; and that all and every the said Rates, Duties and Taxes, the necessary Charges of raising and accounting for the same being deducted, shall be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

Officers may enter Houses to ascertain the Number of Hearths and Windows.

V. And be it further enacted, That it shall and may be lawful for any Officer or Officers, or other Person who now is or are or hereafter shall be appointed by or acting under the Orders and Directions of the Commissioners of Inland Excise and Taxes in *Ireland*, for the charging, assessing, collecting or superintending the charging, assessing or Collection of the said Rates, Duties and Taxes, or any of them, at any time in the Day time between the Hours of Eight of the Clock in the Forenoon and Sunset, to enter into any House, and into every Outhouse, Office and Edifice appertaining or belonging thereto, and into the several Apartments and Places therein, and to take Information, from his own View and Survey, of the Number of Fire Hearths and other Places for Firing and Stoves therein, and also of the Number of Windows or Lights therein; and such House, Office or Edifice shall be charged accordingly with the Rates, Duties and Taxes in respect of the Number of Fire Hearths and other Places for Firing or Stoves, and of Windows or Lights therein; and if any such Officer or Officers, or other Person authorized as aforesaid, shall not, on Demand of Entrance by knocking or otherwise, obtain Admittance into any such House, Outhouse, Office or Edifice, or after Admittance shall not be suffered to enter into all and every the Apartments and other Places therein respectively, it shall and may be lawful for such Officer, or other Person authorized as aforesaid, and he is required to leave a Notice at such House with any Person resident therein above the Age of Sixteen Years, setting forth, that such Officer or other Person authorized as aforesaid, will attend at such House at a certain Day and Hour to be specified in such Notice, such Hour to be within the Hours of Eight of the Clock in the Forenoon and Four of the Clock in the Afternoon, and requiring to be admitted into such House, Outhouse, Office or Edifice, and into every Apartment and Place therein respectively; and if such Officer or other Person authorized as aforesaid shall not at the time mentioned in such Notice obtain Admittance into such House, Outhouse, Office or Edifice, and into every Apartment and Place therein into which he shall require to be admitted, the Occupier of such House, or the Person deemed the Occupier within the Provisions of this Act, as the case may be, shall for each Offence forfeit the Sum of Twenty Pounds; and if no Person shall appear at such House, Outhouse, Office or Edifice, from whom such Officer or other Person as aforesaid can make Demand of Entrance, or on whom such Notice can be served, then such Officer or other Person as aforesaid shall and he is required to post such Notice as aforesaid on the Door of such House, Outhouse, Office or Edifice; and if such Officer or other Person as aforesaid shall not at the time mentioned in such Notice be admitted into such House, Outhouse, Office or Edifice, and into every Apartment and Place therein,

If Admittance be not obtained, Officers to leave Notice of attending at a certain Day and Hour.

Refusing Admittance, after such Notice, Penalty 20*l*.

Proviso if no Person appears to receive Notice.

therein, then the Occupier or Perſon deemed the Occupier thereof ſhall forfeit the Sum of Twenty Pounds. Penalty 20l.

VI. Provided always, and be it further enacted, That the Occupier of every ſuch Houſe, or any Perſon who ſhall attend ſuch Officer or other Perſon authorized as aforeſaid upon ſuch Survey, may refuſe to permit ſuch Officer or other Perſon to be admitted into any Room or Apartment, except the ſame be a Kitchen or a Room in an Outhouſe, provided that ſuch Occupier or Perſon who ſhall ſo attend ſhall conſent that the Tax in reſpect of One Fire Hearth and of Three Windows ſhall be charged for ſuch Room or Apartment, and in ſuch caſe every ſuch Officer or other Perſon authorized as aforeſaid ſhall accordingly charge ſuch Houſe with the Tax for One Fire Hearth and Three Windows for every ſuch Room or Apartment, and no more, unleſs it ſhall be aſcertained by ſuch Officer or other Perſon authorized as aforeſaid, without entering into ſuch Room or Apartment, that the ſame contains a greater Number of Fire Hearths, Firing Places or Stoves than One, or a greater Number of Windows or Lights than Three; and ſuch Tax ſhall be paid accordingly: Provided always, that if it ſhall be aſcertained by ſuch Officer or other Perſon authorized as aforeſaid, without entering into ſuch Room or Apartment, that the ſame does not contain any Fire Hearth or Firing Place or Stove, or contains any leſs Number of Windows or Lights than Three, every ſuch Officer or other Perſon authorized as aforeſaid ſhall not charge ſuch Houſe with the Tax for any Fire Hearth or Firing Place or Stove for any ſuch Room or Apartment, nor with any Tax for any greater Number of Windows than ſhall be actually contained in any ſuch Room or Apartment, as the caſe may require. Admittance to any Apartment (except the Kitchen or Outhouſe) may be refuſed, if a Charge for One Hearth, and Three Windows be allowed by Occupier. But when it can be aſcertained without Entry, Charge only made for actual Number.

VII. Provided always, and be it enacted, That where any Houſe or any Part thereof is or ſhall be let in different Apartments to any Perſon or Perſons, the Owner of ſuch Houſe ſo letting the ſame, or for whoſe Benefit ſuch Letting is made, ſhall be deemed the Occupier thereof, and ſhall be charged with and be liable to pay the Rates, Duties and Taxes in reſpect of the Fire Hearths and Stoves or other Fire Places, and of the Windows or Lights in ſuch Houſe, with every Outhouſe, Office or Edifice appertaining thereto. Owner of Houſe let in different Apartments, deemed Occupier.

VIII. And be it further enacted, That the Rates, Duties and Taxes on Fire Hearths, Firing Places and Stoves, and on Windows or Lights, ſhall be charged on and payable by the Occupiers of ſuch Houſes reſpectively, or the Perſons having the Right to occupy the ſame reſpectively, and ſhall and may be levied at any time by Diſtreſs and Sale of the Goods and Chattels of ſuch Occupier or Perſon having the Right aforeſaid, during whoſe Occupancy or Right thereto, ſuch Rates, Duties or Taxes ſhall have been or ſhall be incurred; and that any Arrear of ſuch Rates, Duties and Taxes, not exceeding One Year's Amount, excluſive of the Rates, Duties and Taxes of the current Year in which a Diſtreſs ſhall be made, and no more, ſhall and may be levied by Diſtreſs and Sale of the Goods and Chattels of any ſubſequent Occupier of ſuch Houſe. Rates may be levied on Goods of Occupier.

IX. And be it further enacted, That the Rates, Duties and Taxes in reſpect of Fire Hearths or other Fire Places and Stoves, and Windows or Lights, ſhall be charged Yearly and every Year for the whole Year, commencing on the Sixth Day of *January*, for ſuch Number of Fire Hearths, or other Fire Places and Stoves, and Windows or Lights, as ſhall on the Sixth Day of *January* in any ſuch Year be in any Rates to be charged for the whole Year, for ſuch Number of Hearths and Windows as ſhall be in the Houſe on the

6th January, and all additional ones.

any Houſe, or in any ſuch Outhouſe, Office or Edifice appertaining or belonging thereto, and alſo for any and every additional Fire Hearth or other Place for Firing, or Stove, and Window or Light, which at any time after the Sixth Day of *January*, in any ſuch Year ſhall be in or be made or opened in any ſuch Houſe, or in any ſuch Outhouſe, Office or Edifice; and if any Perſon at any time after the Fifth Day of *January* in any ſuch Year, and in order to evade the Payment of the Duty with which the ſame are chargeable by Law, ſhall ſtop up or in any manner cover or conceal any Hearth, Fire Place or Stove, or any Window or Light, chargeable with the ſaid Rate, Duty or Tax, every ſuch Perſon ſhall forfeit and pay Ten Pounds, and ſhall be charged and aſſeſſed for the like Duty or Tax as if ſuch Hearth or Window had not been ſtopped: Provided always, that the ſtopping up, covering or concealing any Hearth, Fire Place or Stove, or any Window or Light, ſhall in every Caſe be deemed to have taken place after ſuch Sixth Day of *January*, unleſs the contrary ſhall be proved by the Party who ſhall be ſued for ſuch Penalty and Forfeiture.

Evading Rate, by ſtopping up Fire Places or Windows. Penalty 10l.

What ſhall be deemed a ſtopping up of Fire Places or Windows.

X. And be it further enacted, That no Hearth, Fire Place, Stove, Window or Light ſhall be deemed to be ſtopped up, ſo as to be diſcharged from the Rates and Duties payable on the ſame from and after the Fifth Day of *January* next enſuing the time of ſuch ſtopping up, unleſs ſuch Hearth, Fire Place or Stove be built up with Stones or Bricks and Mortar made with Lime, ſo as thereby to be wholly unfit for Uſe, or ſuch Window or Light be wholly ſtopped up with the like Materials as the Wall or Roof adjoining thereto reſpectively is compoſed of.

Notice to be affixed on the Church Doors, &c. of every Pariſh, requiring Perſons to deliver an Account of the Carriages, Servants, and Horſes, &c. kept by them.

XI. And be it further enacted, That it ſhall and may be lawful to and for every ſuch Officer or other Perſon authorized as aforeſaid, and ſuch Officer or other Perſon ſo authorized ſhall and is hereby required, once in every Year, or oftener if neceſſary, between the Fifth Day of *January* and the Fifth Day of *July* in every Year, to affix or cauſe to be affixed to the Doors of the Church or Chapel, or Market Houſe, or Public School Houſe (if any ſuch there ſhall be) of every Pariſh or Place within the reſpective Walks or Diviſions of ſuch Officer or other Perſon authorized as aforeſaid, or in ſuch of the Pariſhes or Places as ſhall be preſcribed and directed by the ſaid Commiſſioners of Inland Exciſe and Taxes, or any Three of them, and if any Pariſh or Place ſhall not have a Church or Chapel, Market Houſe or Public School Houſe, then on the Doors of the Church or Chapel or Market Houſe of the neareſt or adjoining Pariſh, a general Notice, ſigned by ſuch Officer or other Perſon in ſuch Form as ſhall have been or ſhall be directed by the ſaid Commiſſioners, or any Three of them, requiring that every Perſon reſiding in the ſaid Pariſh or Place liable to the ſaid Rates, Duties or Taxes, or any of them, ſhall make out and deliver an Account of every Hearth, Firing Place or Stove, and Windows or Lights, Carriage, Servant or other Male Perſon, Horſe, Mare or Gelding, and Dog, had, kept, uſed, retained or employed by ſuch Perſon at any time after the Fifth Day of *January* next preceding the Date of ſuch Notice, directed to or for the ſaid Officer, or to or for the ſaid Perſon authorized as aforeſaid, at ſome Houſe or Place to be ſpecified in ſuch Notice, within Twenty one Days next after the Date of ſuch Notice; and ſuch general Notice ſhall from time to time when the ſame ſhall be affixed be deemed a

Requiſition

Requiſition or Demand upon every Perſon within ſuch Pariſh or Place to deliver ſuch Account within the ſaid Space of Twenty one Days accordingly; and if any Perſon in ſuch Pariſh or Place ſhall neglect or refuſe to make out and deliver ſuch Account at the Houſe or Place mentioned in ſuch Notice, directed in manner aforeſaid, within the ſaid Space of Twenty one Days, or ſhall make or deliver any undue or falſe Account, every ſuch Perſon ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds; and every Perſon ſhall be liable to ſuch Penalty for not complying with ſuch general Notice, whether any particular Notice requiring any ſuch Account ſhall have been delivered or left to or for ſuch Perſon or not; and any Perſon who ſhall wilfully tear, deface or obliterate any ſuch Notice ſo affixed, ſhall forfeit for every ſuch Offence a Sum not exceeding Twenty Pounds, nor leſs than Five Pounds, at the Diſcretion of the Court or Juſtice before whom ſuch Perſon ſhall be convicted of ſuch Offence.

Neglecting to deliver ſuch Account.

Penalty 20l.

Defacing Notice Penalty 20l.

XII. Provided always, and be it further enacted, That whether ſuch general Notice ſhall be given and affixed or not as aforeſaid, ſuch Officer or Perſon authorized as aforeſaid ſhall give to every Perſon in his Walk, Diviſion or Diſtrict, liable or ſuppoſed to be liable to the Rates, Duties and Taxes on Hearths, Fire Places or Stoves, Windows or Lights, or any Carriage, Male Servant or other Male Perſon, Horſe, Mare, Gelding and Dog, or any of them, and ſhall leave or cauſe to be left at the laſt or uſual Place of Abode of ſuch Perſon a particular Notice, requiring ſuch Perſon to deliver ſuch Account, and ſuch Perſon ſhall and is hereby required to deliver the ſame within Ten Days next after ſuch Notice ſhall be given or left as aforeſaid; and if any Perſon ſhall make Default in delivering ſuch Account within ſuch Ten Days, or ſhall make or deliver any undue or falſe Account, every ſuch Perſon for every ſuch Offence ſhall forfeit the Sum of Twenty Pounds; and every ſuch Perſon ſhall be liable to the ſaid Penalties for not complying with ſuch Notice, whether any ſuch general Notice as aforeſaid ſhall have been given or affixed as aforeſaid or not: Provided always, that any Perſon who ſhall deliver ſuch Account as ſhall be required by ſuch general Notice ſhall not be bound to deliver ſuch Account as ſhall be required by any particular Notice, nor ſhall be ſubject to any Penalty for not complying with the ſame; and any Perſon who ſhall deliver any ſuch Account as ſhall be required by any particular Notice ſhall not be bound to deliver ſuch Account as ſhall be required by any general Notice, nor ſhall be ſubject to any Penalty for not complying with any general Notice.

Notice to be left at Dwelling Houſes, whether general Notice is affixed or not.

Default in not giving Account, or giving falſe Account. Penalty 20l.

Proviſo for Perſons delivering Accounts on general and particular Notices.

XIII. And be it further enacted, That every Perſon in *Ireland* occupying or having the Right to occupy any Houſe in which, with any Outhouſe, Office or Edifice appertaining or belonging thereto, there ſhall be at any time after the Fifth Day of *January* One thouſand eight hundred and eighteen, or after the Fifth Day of *January* in any ſubſequent Year, Four or more Hearths or Places for Firing or Stoves, or Seven or more Windows or Lights, and that every Perſon in *Ireland* having, keeping, uſing, retaining or employing, or having had, kept, uſed, retained or employed, after the Fifth Day of *January* One thouſand eight hundred and eighteen, or after the Fifth Day of *January* in any ſubſequent Year, any Carriage with Four Wheels, or any Carriage with leſs than Four Wheels, or any Male Servant or other Male Perſon, or any Horſe, Mare or Gelding, or

Perſons keeping Houſes with Four or more Hearths and Seven or more Windows, and alſo Carriages, Servants, Horſes and Dogs, to deliver an Account thereof, when required.

or any Dog, upon or in reſpect of whom or which any Rate, Duty or Tax is or may be chargeable by Law, ſhall from time to time, upon Demand made by the proper Officer or any other Perſon authorized thereto, or within Ten Days next after a Notice ſhall be ſerved or left at the uſual Place of Reſidence of ſuch Perſon reſpectively, deliver to ſuch Officer or Perſon ſo authorized, or at ſuch Place as ſhall be mentioned in ſuch Notice, a true Account in Writing, under his or her Hand, of every Hearth or Place for Firing or Stove, or Window or Light, in any ſuch Houſe, Outhouſe, Office or Edifice, and of every ſuch Carriage, and of every ſuch Male Servant or other Male Perſon, and of every ſuch Horſe, Mare and Gelding, and of every ſuch Dog, which any ſuch Perſon ſhall or may have had, kept, uſed, retained or employed, or ſhall or may have, keep, uſe, retain or employ, at any time after the ſaid Fifth Day of *January* One thouſand eight hundred and eighteen, or at any time after the Fifth Day of *January* in any ſubſequent Year; and which ſaid Account ſhall contain the Name and Surname of ſuch Perſon, the Name of his or her Reſidence or Place of Abode at the time of delivering ſuch Account, and of the Place, Pariſh, Barony, City, Town and County, as the Caſe may be, in which ſuch Reſidence is ſituate, and the greateſt Number of Fire Hearths or Places for Firing or Stoves, and of Windows or Lights reſpectively, which were in his or her Houſe, with every ſuch Outhouſe, Office or Edifice appertaining or belonging thereto, on the Sixth Day of *January* then next preceding the Delivery of ſuch Account, or between the ſaid Day and the time of delivering the ſaid Account, and ſhall ſet forth the whole Number of Carriages, Male Servants or other Male Perſons, Horſes, Mares, Geldings and Dogs, kept or uſed, retained or employed by ſuch Perſon at his or her ſaid Reſidence, or at any other Place or Places in *Ireland*, in order that ſuch Perſon may be charged for the ſame according to the Rate chargeable on the greateſt Number kept or uſed, retained or employed in the whole, and ſhall alſo, if ſuch Perſon ſhall ſo keep, uſe, retain or employ any Carriage, Male Servant or other Male Perſon, Horſe, Mare or Gelding or Dog, in more Places than One in *Ireland* as aforeſaid, ſet forth in what Place ſuch Perſon deſires to be ſo charged, and the Exciſe Diſtrict in which ſuch Perſon intends to pay for the ſame; and every Account by this Act required ſhall ſet forth the Deſcription of every ſuch Carriage and the Name and Surname of every ſuch Servant or other Male Perſon, and the Capacity in which ſuch Servant or other Male Perſon was, is or ſhall be or ſhall have been retained or employed, and the Kind and Deſcription of every ſuch Dog, and the Uſes and Purpoſes for which every ſuch Horſe, Mare or Gelding was or is or ſhall be kept or uſed; and ſuch Account ſhall alſo ſpecify the Places, and the Pariſh, Barony, County, Town or City in which ſuch Places ſhall be ſituate, where each ſuch Carriage, Male Servant or other Male Perſon, Horſe, Mare, Gelding or Dog, ſhall be at the time of the Delivery of ſuch Account; and from time to time, as often as any Perſon ſhall begin to keep or have any Carriage, or to retain or to employ any Male Servant or other Male Perſon, or to keep or uſe any Horſe, Mare or Gelding or Dog, and alſo from time to time as often as any additional Hearth, Fire Place, Stove or Window or Light, ſhall be made or opened or reſtored, and alſo from time to time as often as any Perſon ſhall keep or have any additional Carriage,

What Particulars ſuch Account is to contain in the ſeveral caſes herein ſpecified.

Carriage, or ſhall retain or employ any additional Servant or other Male Perſon, or ſhall keep or uſe any additional Horſe, Mare or Gelding or any additional Dog, beyond the Number of the ſame reſpectively expreſſed in any ſuch reſpective Account ſo delivered by ſuch Perſon, then and in every ſuch Caſe every ſuch Perſon reſpectively, whether any Demand ſhall have been made or any Notice ſerved on ſuch Perſon or not, ſhall within Fourteen Days next after ſuch additional Hearth, Fire Place or Stove or Window or Light, ſhall be made or opened or reſtored, or ſuch Carriage or additional Carriage ſhall be kept or come into the Poſſeſſion of ſuch Perſon, or after any Male Servant or other Male Perſon, or additional Male Servant or other Male Perſon, ſhall be retained or employed, or any Horſe, Mare or Gelding or Dog, or additional Horſe, Mare or Gelding or Dog, ſhall be kept or uſed by ſuch Perſon, deliver at the Exciſe Office of the Diſtrict a like Account of every ſuch Hearth, Fire Place and Stove, and Window or Light, and of every ſuch Carriage, Servant or other Male Perſon, Horſe, Mare or Gelding or Dog, and of every ſuch additional Carriage, Male Servant or other Male Perſon, Horſe, Mare or Gelding or Dog, as the Caſe may be.

Neglecting, &c. to deliver ſuch Account, & Delivering falſe Account, &c.

XIV. And be it further enacted, That if any ſuch Perſon ſhall neglect or refuſe to deliver, within the reſpective times and in manner required by this Act, any ſuch Account as is by this Act before required, or ſhall make or deliver any falſe Account of the Matters and things required by this Act or any of them; or if at any time any ſuch Perſon ſhall have or keep any greater Number of Hearths, Fire Places or Stoves or Windows or Lights, or ſhall have or keep, retain or employ or uſe any greater Number of Carriages or Servants or other Male Perſons, or Horſes, Mares or Geldings or Dogs, being reſpectively liable to Duty, than ſhall be expreſſed and mentioned in any Account delivered by or on behalf of ſuch Perſon, or ſhall keep, retain, employ or uſe any Carriage, Servant, Male Perſon, Horſe, Mare or Gelding or Dog, reſpectively liable to Duty, not expreſſed or mentioned in ſuch Account, every ſuch Perſon ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds; and if at any time any greater Number of Hearths, Fire Places or Stoves or Windows or Lights ſhall be diſcovered in any Houſe or in any Outhouſe, Office or Edifice, appertaining or belonging thereto, than the Numbers reſpectively expreſſed in ſuch Account, ſuch Diſcovery ſhall be taken and received as ſufficient Proof of a falſe Account, unleſs due Proof be made by ſuch Perſon that the Hearth, Fire Place or Stove, Window or Light, or Hearths, Fire Places or Stoves or Windows or Lights, ſo exceeding, had been made or opened within Fourteen Days next previous to ſuch Diſcovery; and if any Perſon ſhall neglect or refuſe to ſet forth any of ſuch Particulars as is hereby required in ſuch Account, ſuch Perſon ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds.

Penalty 20l.

What ſhall be Evidence of falſe Account.

Penalty 20l.

XV. And be it further enacted, That every Perſon required to make or deliver any Account under the Proviſions of this Act, and claiming to be within any of the Exemptions allowed by Law from any of the ſaid Rates, Duties and Taxes, or claiming to be entitled to any Abatement of the ſame, ſhall make a due Return of ſuch Claim, and declare the Cauſe or Grounds of ſuch Exemption or Abatement, and ſuch Declaration ſhall be ſpecified in or annexed to the Account to be by ſuch Perſon delivered; and if any Diſpute or Difference

Grounds of Exemption from the Duty to be declared in, or annexed to Account.

Onus Probandi on Perſon

claiming Exemption.

Difference ſhall in any Inſtance ariſe, whether the Perſon be entitled to ſuch Exemption or Abatement, the Proof thereof, and of the Circumſtances of ſuch Exemption or Abatement, ſhall lie on the Perſon claiming ſuch Exemption or Abatement, and not on the Officer charging or aſſeſſing ſuch Rates and Taxes.

Perſons on whom Notice ſerved, keeping no Carriages, &c. to ſign a Declaration that they do not.

XVI. Provided always, and be it enacted, That if any Perſon upon whom any ſuch Notice ſhall be ſerved to return any Account of Carriages, Male Servants or other Male Perſons, Horſes, Mares, Geldings and Dogs, or any of them, ſhall not, on the Sixth Day of *January* preceding the ſerving of ſuch Notice, have had, kept, retained, uſed or employed any Carriage or any Male Servant or other Male Perſon, or any Horſe, Mare or Gelding or any Dog, or ſhall not between that Day and the time of the Service of ſuch Notice have had, kept, retained, uſed or employed any Carriage or any Male Servant or other Male Perſon, or any Horſe, Mare or Gelding or any Dog, every ſuch Perſon ſhall nevertheleſs make and deliver at ſuch Place as ſhall be mentioned in ſuch Notice, a Declaration in Writing ſubſcribed by ſuch Perſon, ſetting forth that ſuch Perſon had not on the Sixth Day of *January* preceding the Service of ſuch Notice, nor at any time between the ſaid Day and the time of the Service of ſuch Notice, had, kept, retained, uſed or employed any Carriage or any Male Servant or other Male Perſon, or any Horſe, Mare or Gelding or any Dog; and if any ſuch Perſon ſhall neglect or omit to make and deliver ſuch Declaration within Ten Days next after the Service of ſuch Notice, every ſuch Perſon ſhall for every ſuch Neglect or Omiſſion forfeit the Sum of Twenty Pounds.

Penalty 20l.

In caſe of Abſence of Perſons liable, their Agents or Servants may make and deliver Accounts.

XVII. And be it further enacted, That in caſe any Perſon occupying or owning any Houſe ſubject to any Rate, Duty or Tax, in reſpect of Fire Hearths, Fire Places or Stoves or Windows or Lights, or having, keeping, uſing, retaining or employing any Carriage, or any Male Servant or other Male Perſon, or any Horſe, Mare, Gelding, or any Dog, upon or in reſpect of which any Rate, Duty or Tax is or may be payable as aforeſaid, ſhall be abſent from the Place of his or her Abode at the time of the Service or affixing of ſuch Notice requiring ſuch Account as aforeſaid, then an Account of the Fire Hearths and Windows in any Houſe belonging to ſuch Perſon, and of any and every Carriage or Male Servant or other Male Perſon, or Horſe, Mare, or Gelding or Dog, had, kept, uſed, retained or employed by ſuch Perſon, made out and ſubſcribed by the Agent, Steward, Houſekeeper or Servant of ſuch Perſon ſo abſent, and delivered as aforeſaid, ſhall be to all Intents and Purpoſes of the ſame Effect as if ſuch Account were made out and ſubſcribed and delivered by the Perſon owning or occupying ſuch Houſe, or having, keeping, uſing, retaining or employing any ſuch Carriage, Male Servant or other Male Perſon, Horſe, Mare, Gelding or Dog reſpectively, as the caſe may be; and in caſe ſuch Account ſhall be a falſe Account, the ſame ſhall ſubject ſuch Occupier, Owner or Perſon having, keeping, uſing, retaining or employing ſuch Carriage, Male Servant or other Male Perſon, Horſe, Mare, Gelding or Dog reſpectively, to the like Payments and Penalties as if the ſame had been made and ſubſcribed by any ſuch Perſon reſpectively.

Such Account being falſe binding on the Principal.

Owners of Houſes to give in Account of

XVIII. And Whereas Difficulties may ariſe in diſcovering Lodgers or Inmates liable to pay the ſaid Rates, Duties and Taxes in reſpect of Carriages, Male Servants and other Male Perſons, Horſes,

Horſes, Mares, Geldings and Dogs; Be it therefore enacted, That every Perſon in whoſe Houſe any Lodger or Inmate ſhall reſide, ſhall deliver to any ſuch Officer or other Perſon authorized as aforeſaid, on Demand, or within Ten Days after Notice in Writing ſhall be for that Purpoſe ſerved or left at the Houſe of ſuch Perſon, a true Account in Writing under the Hand of ſuch Perſon, expreſſing the Name and Surname of every ſuch Lodger or Inmate, with an Account of every Carriage, Male Servant or other Male Perſon, Horſe, Mare, Gelding or Dog, kept, retained, employed or uſed by ſuch Lodger or Inmate, to the beſt of the Knowledge and Information of ſuch Perſon; and for the Purpoſe of making out ſuch Account, every ſuch Perſon ſhall cauſe the Contents of the Notice left at ſuch Houſe to be read over and made known to each and every ſuch Lodger or Inmate, and ſhall require every ſuch Lodger or Inmate reſpectively to declare whether ſuch Lodger or Inmate had kept, retained, employed or uſed, on the Sixth Day of *January* preceding ſuch Notice, or at any time after the ſaid Sixth Day of *January*, any Carriage, Male Servant or other Male Perſon, Horſe, Mare, Gelding or Dog, and the Number and Kind or Deſcription of the ſame reſpectively, and whether ſuch Lodger or Inmate hath another Place of ordinary Reſidence where he or ſhe intends to be charged; and every ſuch Lodger or Inmate, being thereunto required, ſhall be obliged to make ſuch Declaration, and to atteſt the Liſt or Account thereof by his or her Signature; and if any ſuch Perſon, in whoſe Houſe ſuch Lodger or Inmate ſhall reſide, ſhall neglect or refuſe to require ſuch Declaration from ſuch Lodger or Inmate, or to deliver ſuch Account as aforeſaid in conſequence of ſuch Declaration, or ſhall wilfully omit or miſrepreſent any Declaration made by ſuch Lodger or Inmate, or ſhall make or deliver any untrue Account thereof, or if any ſuch Lodger or Inmate ſhall neglect or refuſe to make ſuch Declaration, or to atteſt the ſaid Account, or ſhall make any untrue Declaration or atteſt any untrue Account, every ſuch Perſon and every ſuch Lodger or Inmate ſhall for every ſuch Offence forfeit and pay the Sum of Twenty Pounds.

the Carriages, &c. kept by Lodgers.

Notice to be made known to Lodgers.

Who on being required on to make Declaration and ſign Liſt, &c.

Penalty 20l.

XIX. And be it further enacted, That no ſuch Officer or other Perſon authorized as aforeſaid, ſhall be bound by any Account which ſhall be delivered to them reſpectively, by or on behalf of any Perſon liable to any Duties granted by this Act; but ſuch Officer or other Perſon ſhall be and is hereby authorized and required, if he ſhall find upon due Examination that any Perſon, Deſcription, Article, matter or thing, which ought to be contained in ſuch Account, is or are omitted or untruly ſtated therein, to make a true Aſſeſſment upon every ſuch Perſon, according to the Intent and meaning of this Act, of the real Charge which ought to be impoſed on ſuch Perſon.

Officers not bound by any Account delivered which proves defective.

XX. And be it further enacted, That if any Perſon ſhall neglect or refuſe to make out, ſign and deliver any ſuch Account as is in this Act directed, within the reſpective times in this Act mentioned, then the Officer or other Perſon authorized as aforeſaid ſhall, according to the Aſſeſſment (if any) made on ſuch Perſon for the Year next immediately preceding, or from the beſt Information he can obtain, make an Aſſeſſment or Charge upon ſuch Perſon of the ſaid Rates and Taxes, for and in reſpect of the Hearths, Fire-Places or Stoves, Windows or Lights, in the Houſe of ſuch Perſon, with every ſuch Outhouſe,

How Officers are to make Aſſeſſments, where Accounts are neglected to be delivered.

Outhouſe, Office or Edifice appertaining or belonging thereto as aforeſaid, and for and in reſpect of every Male Servant or other Male Perſon, Carriage, Horſe, Mare, Gelding or Dog, kept, uſed, retained or employed by him or her as aforeſaid, as the caſe may be; and every ſuch Aſſeſſment and Charge ſo made upon any ſuch Neglect or Refuſal ſhall be final and concluſive, unleſs appealed from as hereinafter provided.

After ſtopping up Hearths, &c. Notice to be given at the Exciſe Office, within 20 Days.

XXI. And be it further enacted, That whenever any Perſon ſhall, at any time after the Expiration of One Calendar Month next after the paſſing of this Act, ſtop up any Hearth, Firing Place, or Stove or Window or Light, in reſpect of which ſuch Perſon ſhall be charged or chargeable with any Rate, Duty or Tax, every ſuch Perſon ſhall, within Twenty Days next after any ſuch Hearth, Firing Place, or Stove or Window or Light, ſhall be ſtopped up, deliver or cauſe to be delivered at the Exciſe Office of the Diſtrict in which ſuch Perſon ſhall reſide, or to any Officer who ſhall be employed in charging or aſſeſſing the ſaid Rates, Duties or Taxes within the Diſtrict in which ſuch Perſon ſhall reſide, a Notice in Writing, ſigned with the Name of ſuch Perſon, of the ſtopping of the ſame, ſtating the time of the ſtopping thereof, and deſcribing the Place, whether Dwelling Houſe, Outhouſe, Office or other Edifice in which ſuch Hearth, Firing Place or Stove, or Window or Light had been ſituated; and every Perſon who, at any time after the Expiration of One Calendar Month next after the paſſing of this Act, ſhall ceaſe to retain or employ, have, keep or uſe, any Male Servant or other Male Perſon, or any Carriage, Horſe, Mare, Gelding or Dog, for or in reſpect of whom or of which any Rate, Duty or Tax is or ſhall be charged or chargeable on ſuch Perſon, and ſhall not retain or employ, have, keep or uſe any other Male Servant or other Male Perſon, or any other Carriage, or any other Horſe, Mare or Gelding, or any other Dog, liable to Duty in the Place or Stead of ſuch Male Servant or other Male Perſon, Carriage, Horſe, Mare, Gelding or Dog, which ſuch Perſon ſhall have ſo ceaſed to retain, employ, have, keep or uſe, every ſuch Perſon ſhall, within Twenty Days next after he or ſhe ſhall ceaſe to retain or employ, have, keep or uſe, ſuch Male Servant or other Male Perſon, Carriage, Horſe, Mare, Gelding or Dog, deliver or cauſe to be delivered a like Notice thereof in Writing at the Exciſe Office of the Diſtrict in which ſuch Perſon ſhall reſide, or to ſuch Officer who ſhall be employed as aforeſaid, deſcribing in every ſuch Notice every ſuch Male Servant or other Male Perſon by his proper Name, and the Capacity in which ſuch Male Servant or other Male Perſon ſhall have been retained or employed, and the time when ſuch Male Servant or other Male Perſon had ceaſed to be ſo retained or employed, and alſo deſcribing every ſuch Carriage by its uſual Name and Deſcription, diſtinguiſhing the Number of Bodies uſed with each ſuch Carriage, and of the Wheels belonging to each ſuch Carriage, and if leſs than Four Wheels, the Number of Horſes uſed in drawing the ſame, and alſo deſcribing the Uſes and Purpoſes for which every ſuch Horſe, Mare or Gelding ſhall have been kept or uſed, and ſetting forth the Kind or Deſcription of every ſuch Dog; and every ſuch Notice ſhall alſo ſet forth the Name, Addition and Place of Abode of the Perſon to whom ſuch Carriage, Horſe, Mare, Gelding or Dog ſhall be parted with, ſold

The like on ceaſing to keep any Servant, Carriage, Horſe, &c.

or

or disposed of, and the Day of the Month and Year when the same were respectively parted with, sold or disposed of.

Where Persons omit to deliver such Accounts, or to give Notice of stopping up, or ceasing to retain, they shall be charged for the Year in which the previous Assessment had been made, &c.

XXII. And be it further enacted, That in every case where any Person shall in the Year beginning the Sixth Day of *January* One thousand eight hundred and eighteen, or in any subsequent Year beginning on the Sixth Day of *January*, omit or neglect to deliver or cause to be delivered any Account which such Person is by this Act required to deliver, of Hearths, Firing Places and Stoves, Windows or Lights, and of Male Servants or other Male Persons, Horses, Mares, Geldings or Dogs, had, kept, used, retained or employed by such Person, and shall also have neglected to deliver or cause to be delivered, pursuant to this Act, any Notice of the stopping up of any Hearth, Firing Place or Stove, or Window or Light, or of the ceasing to retain or employ, have, keep or use, any Male Servant or other Male Person, or any Carriage, Horse, Mare or Gelding or Dog, then and in such case every such Person shall be deemed to continue to have, keep, use, retain or employ, after the Fifth Day of *January* in any such Year, a Number of Fire Hearths, Firing Places and Stoves, Windows and Lights, Male Servants or other Male Persons, Carriages, Horses, Mares, Geldings or Dogs, as the case may be, at least equal to the Number of the same respectively charged or assessed against such Person for the Year in which the last previous Assessment had been made against such Person; and every such Person so making Default shall be chargeable and charged at the least with such Sum as the Rates, Duties and Taxes payable for the Year in which such Account and Notice shall not have been delivered would have amounted unto in respect of the Number of Fire Hearths, Firing Places or Stoves, Windows or Lights, Carriages, Male Servants or other Male Persons, Horses, Mares, Geldings and Dogs respectively appearing to have been charged as aforesaid for the Year in which such last Assessment shall have been made against such Person, and every such Person shall be liable to and shall pay the same, and it shall and may be lawful to collect, levy and recover the same in the like manner and with the like Powers, Authorities, Remedies and Modes of Recovery thereof, as are provided by this Act for the collecting, levying and recovering any Rate, Duty or Tax under this Act.

Officers to give Notice of Assessments, setting forth the time and Place of Payment.

XXIII. And be it further enacted, That every Officer or Person authorized as aforesaid, who shall charge or assess the said Rates, Duties and Taxes, or any of them, shall, and such Officer or Person is hereby required, upon making any Assessment, or as soon after as conveniently can be done, to give or cause to be given to every Person who shall be so assessed, or leave or cause to be left at his or her last or usual Place of Abode, in the District where such Assessment shall be made, a Notice of the Assessment made against such Person, and of the Amount for which he or she shall have been charged by virtue thereof; and every such Notice shall also set forth the time when, and Place where the Rates, Duties and Taxes so assessed against such Person shall be paid and received, and shall require such Person to pay the same at such time and Place accordingly; and every such Notice shall be deemed and taken to be a sufficient Demand on such Person for Payment of the said Rates, Duties and Taxes, unless an Appeal against the Assessment of the same shall be made within the time and in the manner prescribed by this Act: Provided always nevertheless, that

Such Notice a sufficient Demand of Rates unless Appeal.

Place of Payment not to be

more than Ten Miles.

that no Perſon ſhall be compelled or compellable to travel for the making of ſuch Payment of the ſaid Rates and Taxes or any of them, any further or greater Diſtance than Ten Miles from the Place of his or her Reſidence or uſual Place of Abode.

Regulations for Payment within Five Miles where practicable.

XXIV. Provided always, and be it enacted, That it ſhall be lawful for the Commiſſioners of Inland Exciſe and Taxes, and they are hereby required, to make ſuch Rules and Regulations with reſpect to the Appointment of any Place for the Receipt of ſuch Rates, Duties and Taxes, that no Perſon ſhall have Occaſion to travel more than Five Miles from their Place of Abode, in all caſes where it is practicable ſo to do.

If exceeding a greater Diſtance, Rates ſhall be collected at the Dwelling Houſe.

XXV. Provided alſo, and be it further enacted, That in caſe it ſhall happen in any Inſtance that no Place within the Diſtance of Ten Miles or Five Miles of the Reſidence of any Perſon or Perſons liable to the Payment of any of the ſaid Rates, Duties and Taxes ſhall be appointed, at which the ſaid Rates, Duties and Taxes ſhall be made payable by ſuch Perſon or Perſons purſuant to the Directions of this Act, then and in ſuch Caſe it ſhall be lawful for the Collector or Officer in charge of the Collection of the Diſtrict, or for any Perſon appointed by ſuch Collector or Officer reſpectively, at any time after any ſuch Rates, Duties and Taxes ſhall be aſſeſſed upon any ſuch Perſon or Perſons, to demand the Payment of the ſaid Rates, Duties and Taxes, or any of them, or any Inſtalment thereof, at the Dwelling Houſe of any ſuch Perſon or Perſons liable to the Payment thereof; and if ſuch Perſon or Perſons ſhall thereupon pay all ſuch Rates, Duties and Taxes, or any of them, or ſuch Inſtalment thereof as ſhall be ſo demanded of him, her or them, ſuch Perſon or Perſons ſhall not be liable to the Payment of the Sum of One Shilling in the Pound on the Amount of the ſaid Rates, Duties and Taxes, nor ſhall be liable to any other Expences whatever relating to the ſame; but in caſe of Refuſal or Default in Payment of ſuch Rates, Duties and Taxes upon ſuch Demand, it ſhall and may be lawful for the ſaid Collector or Officer in charge of the Diſtrict, or for any Perſon authorized by Warrant under the Hand and Seal of ſuch Collector or other Officer, to levy all ſuch Rates, Duties and Taxes, or any of them, or any Inſtalment thereof, as ſhall be ſo demanded, together with all Expences of levying the ſame by Diſtreſs and Sale of any Goods or Chattels liable to ſuch Diſtreſs, in like manner in all reſpects as is by this Act directed in caſe of Default of Payment at any Place or Places to be appointed for that Purpoſe.

If Payment then made, no liability to 1s. in the Pound or Expences.

In Default of Payment, Diſtreſs.

Officers may ſurcharge on Notice.

XXVI. And be it further enacted, That it ſhall and may be lawful for every Officer or other Perſon authorized as aforeſaid, to ſurcharge any Perſon with the Rates, Duties and Taxes by this Act granted, or any of them, beyond the Rates, Duties and Taxes or any of them, with which ſuch Perſon ſhall have been previouſly charged; and ſuch Officer or other Perſon ſhall give or cauſe to be given to the Party ſurcharged a Notice of ſuch Surcharge, by leaving or cauſing ſuch Notice to be left at the uſual Place of Abode of ſuch Party in the Diſtrict where ſuch Surcharge ſhall be made; ſuch Notice to be ſigned by ſuch Officer or other Perſon who ſhall have made ſuch Surcharge, and to contain the Particulars of ſuch Surcharge, and the Amount thereof; and every ſuch Officer or other Perſon authorized as aforeſaid is hereby empowered to make any ſuch Surcharge, at any time during the Year, for the whole of ſuch Year.

XXVII. And

XXVII. And be it further enacted, That if any Perſon ſhall think himſelf or herſelf overrated or overcharged by any Aſſeſſment or by any Surcharge which ſhall be made againſt ſuch Perſon of the ſaid Rates, Duties and Taxes or any of them, it ſhall and may be lawful for ſuch Perſons reſpectively, within Ten Days next after Notice of ſuch Aſſeſſment or Surcharge (as the Caſe may be) ſhall be delivered to ſuch Perſon, or left at his or her uſual Place of Abode, to make his or her Appeal to the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, by leaving or cauſing to be left, within the time aforeſaid, at the Office of the Collector of the Diſtrict in which ſuch Perſon ſhall be aſſeſſed or ſurcharged, a Notice in Writing under his or her Hand, ſetting forth the Particulars in which the Party appearing thinks himſelf or herſelf overrated or overcharged by ſuch Aſſeſſment or Surcharge, and alſo the Grounds of his or her Objection to the ſame; and every ſuch Collector, or other Officer in Charge of the Collection of ſuch Diſtrict, is hereby required to indorſe on every ſuch Notice of Appeal the Day of the Month and Year when the ſame ſhall be received at the Exciſe Office, and ſhall alſo make or cauſe to be made an Entry in a Book to be kept for that Purpoſe, of all ſuch Notices; and ſuch Collector or other Officer aforeſaid ſhall without Delay tranſmit all ſuch Notices to the Commiſſioners of Inland Exciſe and Taxes in *Ireland*; and every Aſſeſſment or Surcharge againſt which no ſuch Appeal ſhall be made within the time aforeſaid, ſhall be and the ſame is hereby reſpectively declared to be final and concluſive againſt the Party ſo aſſeſſed or ſurcharged, unleſs ſuch Perſon ſhall make due Proof on Oath, or if a Quaker an Affirmation, in Subſtance or to the Effect following; that he or ſhe was not at his or her Dwelling Houſe or Place of Abode at the time of the Delivery of ſuch Notice of ſuch Aſſeſſment or Surcharge as the Caſe may be, nor between that Day and the time limited for making his or her Appeal, and that he or ſhe hath not received or had any Knowledge of any ſuch Notice of ſuch Aſſeſſment or Surcharge, or that he or ſhe was diſabled by Sickneſs from making his or her Appeal, or that the Non Delivery of his or her Notice of Appeal was occaſioned by ſome Miſtake or Accident, which ſhall be ſpecified and ſet forth, without any Intention to defraud the Revenue; and that the Account delivered by him or her is a full, perfect and complete Account of all Matters and things required of him or her by this Act, to the beſt of his or her Judgment and belief; or unleſs ſuch Perſon ſhall prove ſuch other Excuſe for not having delivered ſuch Notice of Appeal within the time herein limited, as the ſaid Commiſſioners or any Three of them ſhall think reaſonable and ſufficient; and thereupon it ſhall and may be lawful for the ſaid Commiſſioners or any Three of them to enlarge the time for receiving ſuch Appeal.

Appeal may be made to the Commiſſioners, by giving Notice to the Collector.

Collector to indorſe Notice.

Aſſeſſment final, if Appeal be not made within a limited time, unleſs Oath be made to certain Particulars;

or unleſs Proof of Excuſe for not delivering Notice of Appeal be made.

XXVIII. And be it further enacted, That upon any Appeal which ſhall be made purſuant to the Proviſions of this Act, the ſaid Commiſſioners of Inland Exciſe and Taxes ſhall and they are hereby authorized and required to inquire into the Matter of ſuch Appeal by ordering the ſame to be inveſtigated by and before any One of ſuch Commiſſioners, or by and before ſuch Officer or Officers, or other Perſon or Perſons, as the ſaid Commiſſioners or any Three of them ſhall for that Purpoſe appoint; and ſuch Commiſſioner, Officer or Officers, or other Perſon or Perſons, are hereby reſpectively autho-

Matter of Appeal to be inveſtigated by Commiſſioners of Inland Exciſe and Taxes.

rized and required to hear such Appeal, and to examine upon Oath or Affirmation, as the Case may be, as well the Party so appealing as the Officer or other Person who shall have made such Assessment or Surcharge, and also all such Witnesses as shall be produced by either of the said Parties; and thereupon, or upon other due Proof, to report to the said Commissioners of Inland Excise and Taxes, whether such Commissioner, Officer or Officers, or other Person or Persons so making such Inquiry, is or are of opinion that the Party appealing ought to be relieved or not; and it shall and may be lawful to and for the said Commissioners or any Three of them to make such Order in the Matter as shall appear to them to be just and reasonable; and every such assessment or Surcharge, or so much thereof as shall be confirmed by the said Commissioners or any Three of them, shall stand good, and remain Part of the annual Charge and Assessment against the Party so appealing, who shall forthwith pay the Amount so confirmed; and if, upon the Investigation of such Appeal, it shall appear that the Person so appealing is or ought to be further charged to any Amount beyond the Amount contained in such Assessment or Surcharge, it shall be lawful for the said Commissioners or any Three of them, to order and direct that such Person shall be further charged or surcharged with and in respect of the Matter or thing, or to the Amount of the Sum omitted, and the Officer or other Person authorized as aforesaid shall charge the same against such Person, who shall pay the Amount within One Calendar Month next after such further Charge or Surcharge, as the Case may be, shall be made; and if any such Person shall make Default in Payment of the Sum, the Assessment or Surcharge whereof shall be confirmed on Appeal as aforesaid as above directed, or in Payment of any such further Charge or Surcharge respectively within the time last aforesaid, it shall and may be lawful to collect, levy, and recover the same in the like manner in every respect, and with the like Remedies, Powers and Authorities and Penalties, to all Intents and Purposes, as the Rates, Duties and Taxes mentioned in this Act, or any of them, may be collected, levied or recovered under the Provisions of this Act: Provided always, that the said Commissioners of Inland Excise and Taxes shall not upon any such appeal make any Abatement or Defalcation in the Charge made upon any Person by Assessment or by Surcharge, but the Charge or Surcharge shall stand good, and remain Part of the annual Assessment, unless it shall, upon the Hearing of such Appeal, appear that the Appellant had previously delivered to some Officer, or Person duly authorized according to the Directions of this Act, a true, perfect and complete List, Account, Declaration or Return of all Matters and things required by this Act, or shall produce before the said Commissioner or Officer, who shall investigate the said Appeal, a true, perfect and complete List, Account, Declaration or Return of all such Matters and things, verified upon the Oath or Affirmation of the said Appellant, before the Commissioner or Officer who shall investigate the said Appeal.

Commissioners to make Order therein.

Proviso for Surcharge remaining if it appear that Appellant had not delivered to Officer a true Account on Oath.

XXIX. And be it further enacted, That in case any Error shall be discovered in consequence of any Duty or greater Amount of Duty having been paid by any Person than ought to have been paid, it shall and may be lawful for such Person, within Twelve Calendar Months after the time when such Rates, Duties or Taxes had been or shall have been paid, and not afterwards, to make his or her Com-

Errors in the Charge or Payment of Duty may be rectified by Commissioners of Excise, &c. if Appli-

plaint

plaint before the said Commissioners of Inland Excise and Taxes, who are hereby authorized and required to examine into the Matter of such Complaint; and, upon Proof being made to their Satisfaction, it shall and may be lawful for the said Commissioners or any Three of them to order the same to be repaid out of any of the Revenues under their Management in their Hands at the time when such Repayment shall be ordered as aforesaid.

cation be made within 12 Months.

XXX. And be it further enacted, That the several Rates, Duties and Taxes hereby granted shall be assessed, charged and levied for the whole Year commencing the Sixth Day of *January* in each Year, and ending on the Fifth Day of *January* then next following, and shall be payable and paid on Demand at any time after the same shall be assessed and charged: Provided always, that the said several Rates, Duties and Taxes, or any of them, shall and may be payable and receivable either at one entire Payment, or by such Instalments as the said Commissioners of Inland Excise and Taxes, or any Three of them, shall for that Purpose from time to time direct and appoint in any Districts or Places to be named by such Commissioners, and subject in all Cases to such Orders, Rules, Regulations and Directions with respect thereto, and to the receiving, levying and collecting of the same, as the said Commissioners, or any Three of them, shall from time to time think fit to make and appoint.

Rates to be assessed for the whole Year, and may be paid by Instalments, or in One Payment.

'XXXI. And Whereas it is expedient, for the Security of the 'Revenue, to provide for the better Collection and Receipt of the 'Rates, Duties and Taxes by this Act granted, by employing in the 'collecting, levying and recovering of the said Rates, Duties and 'Taxes, the several Collectors of Excise, and other Officer or Officers 'who shall and may from time to time be in Charge of the Col-'lection of any Duties of Excise in any Excise District in *Ireland*;' Be it therefore enacted, That it shall and may be lawful to and for the several Collectors of Excise, and to and for such other Officer or Officers who shall be in Charge of any Collection as aforesaid, and every such Collector and other Officer or Officers is and are hereby respectively authorized and empowered, to collect, receive, levy and recover the several Rates, Duties and Taxes granted and made payable by this Act, and the several Schedules thereto annexed, or any of them; and that every Person chargeable with and liable to pay the said Rates, Duties and Taxes, or any of them, or any Instalment thereof, shall on Demand made, by such Notice as is by this Act directed to be given, requiring Payment thereof, or of any of them, or of any such Instalment, carry or send at the time or times and to the Place or Places mentioned and appointed in such Notice for the Receipt and Payment of the same, and which Place or Places shall be within the Walk in which such Person shall be charged with or assessed for the same, and shall there pay or cause to be paid to the Collector of such District, or other Officer in Charge as aforesaid, the Amount of the several Rates, Duties and Taxes, or Instalment thereof, which such Person shall be so chargeable with and liable to, and which shall be then payable and in Arrear by such Person: Provided always, that it shall and may be lawful for any Person who shall be charged with or assessed for any of the said Rates, Duties and Taxes, to pay the Amount thereof, or of any Instalment, into the Excise Office of the District in which such Person shall be so charged or assessed, at any time before the time or times so appointed for Pay-

Rates to be levied by the Collector of Excise.

Payment may be made into Excise Office of District in which party charged.

ment thereof, or within Ten Days next after the Expiration of such time or times respectively; and the Receipt of such Collector or other Officer in Charge as aforesaid shall be a sufficient Discharge to such Person for such of the Rates, Duties and Taxes, or any Instalment thereof, which such Person shall so pay; and in Default of Payment thereof, or any Part thereof, at the time or times when such Rates, Duties and Taxes, or any Instalment thereof, are made payable and required to be paid by such Person, or into the Excise Office of the District, within Ten Days next after the Expiration of such time or times respectively, it shall and may be lawful for the Collector of such District, or for such Officer in Charge as aforesaid, and such Collector or Officer is hereby respectively authorized to issue his Warrant under his Hand and Seal, to empower any Person or Persons to levy the said Rates, Duties and Taxes, or any and such of them, and all Arrears thereof, or any Instalment thereof, as shall be then due and in Arrear, and payable by the Person owing the same, together with a further Sum after the Rate of One Shilling in the Pound on the Amount of the said Rates, Duties and Taxes so due and in Arrear by such Person; and for such Purpose it shall and may be lawful to and for the Person or Persons to whom any such Warrant shall be directed, at any time in the Daytime to make Entry into and upon any House, Offices or other Premises of the Person chargeable with the said Rates, Duties and Taxes, or any of them, or any Instalment thereof so in Arrear, and to levy the same and all Arrears thereof, together with the further Sum after the Rate of One Shilling in the Pound as aforesaid, by Distress and Sale of any Goods and Chattels of the Person chargeable therewith, wherever such Goods and Chattels shall be found, and the Distress so taken to keep for the Space of Four Days, at the Costs and Charges of the Party so making Default of Payment; and if the said Party shall not within the said Four Days pay the respective Sums so due for the said Rates, Duties and Taxes and Arrears, and for the Costs and Charges of such Distress, and for the Removal and Keeping thereof, together with the further Sum of One Shilling in the Pound as aforesaid, the said Distress shall be sold for Payment of the said Sums so due as aforesaid, restoring to the Party the Overplus, if any, of such Money as such Goods shall be sold for over and above the Rates, Duties and Taxes, and Arrears thereof, then due, together with the said further Sum of One Shilling in the Pound aforesaid, and the necessary and reasonable Costs and Charges of taking such Distress, and of the Removal, Keeping and Sale thereof, which Costs and Charges shall in no Case exceed One fourth Part of the Rates, Duties and Taxes and Arrears so due.

In Default of Payment, Rates may be levied by Distress, with the further Sum of 1s. in the Pound.

Proceedings.

Distress for Payment of Rate may be made on Goods, to whomsoever belonging;

XXXII. And be it further enacted, That all Goods and Chattels, to whomsoever belonging, in any House, or in any Outhouse, Office or Edifice thereunto appertaining, in respect whereof the Rates, Duties and Taxes on Hearths, Fire Places and Stoves, and Windows or Lights, or either of them, shall be due and in Arrear, shall be, and such Goods and Chattels are hereby made subject and liable to the Payment of the said Rates, Duties and Taxes on Hearths, Fire Places and Stoves, Windows or Lights and all Arrears thereof, not exceeding One Year's Amount, exclusive of such Rates, Duties and Taxes of the current Year in which such Distress shall be made; and such Goods and Chattels shall also be subject and liable to the Payment

Payment of the further Sum of One Shilling in the Pound on the Amount of the ſaid Rates, Duties and Taxes, and to the Payment of the neceſſary and reaſonable Coſts and Charges of taking the Diſtreſs, and of the Removal, Keeping and Sale thereof, as aforeſaid.

and of the ſaid 1s. in the Pound and Coſts.

XXXIII. And be it further enacted, That in every Caſe where any Warrant ſhall, in default of Payment of the ſaid Rates, Duties and Taxes, or any of them, be iſſued to levy the ſame, together with the further Sum of One Shilling in the Pound aforeſaid, although no Diſtreſs ſhall actually be made under ſuch Warrant for the Rates, Duties and Taxes due and owing at the time of the iſſuing of the ſame, the Payment of the ſaid Rates, Duties and Taxes ſo due, or the Tender of the ſame to the Perſon having ſuch Warrant, ſhall not diſcharge the Perſon liable to the Payment of the ſaid Rates, Duties and Taxes, of or from the Payment of the ſaid Sum of One Shilling in the Pound aforeſaid; but it ſhall and may be lawful to collect and levy the ſame under ſuch Warrant, by Diſtreſs and Sale, in the like manner as the Rates, Duties and Taxes may be levied under this Act.

Diſtreſs may be made for the Payment of 1s. in the Pound although Rate not levied thereby.

XXXIV. Provided always, and be it enacted, That whenever any ſuch Warrants ſhall be iſſued, if the Party againſt whom the ſame ſhall be iſſued ſhall tender to the Officer producing ſuch Warrant the full Amount of all Arrears of Rates, Duties and Taxes for the levying of which ſuch Warrant ſhall be iſſued, together with ſuch additional Sum of One Shilling in the Pound, it ſhall not be lawful for ſuch Officer to levy the ſame by Diſtreſs, or to demand or receive any other Sum or Sums of Money of ſuch Party as or for the Expences of levying the ſame; but ſuch Officer ſhall, upon Payment of the ſaid Arrears, together with ſuch Sum of One Shilling in the Pound, give a Receipt to the ſaid Party for the ſame.

On Tender or Payment of Rate, and of 1s. in the Pound, Expences of levy not to be demanded.

XXXV. And be it further enacted, That every Collector or other Officer who ſhall receive the ſaid Sum of One Shilling in the Pound payable under the Proviſions of this Act in caſe of Default of Payment of the ſaid Rates, Duties and Taxes within the time preſcribed for the Payment of the ſame, ſhall keep a ſeparate Account thereof, and ſhall account for and ſhall remit and pay the Amount of the ſaid Sum of One Shilling in the Pound aforeſaid at the ſame time and in like manner as by Law ſuch Collector or other Officer ought to account for, remit and pay the ſaid Duties; and the ſaid Sum ſhall be placed to the Account of the ſaid Duties: Provided always, that it ſhall and may be lawful to and for the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, or any Three of them, upon the Application of any Perſon who ſhall have paid, or from whom any ſuch Sum of One Shilling in the Pound aforeſaid ſhall be levied, to grant ſuch Relief to ſuch Perſon, by a Repayment of ſuch Sum or any Part thereof, as to the ſaid Commiſſioners or any Three of them ſhall, under the Circumſtances of the Caſe, ſeem fitting or expedient.

Separate Account of Money received by Charge of 1s. in the Pound to be kept and paid over with Rates.

Commiſſioner may grant Relief, by Repayment to Parties.

XXXVI. And be it further enacted, That the ſeveral reſpective Diſtricts of the ſeveral and reſpective Offices of Exciſe in *Ireland* ſhall be deemed and taken to be the proper Diſtricts for the Receipt of the Rates, Duties and Taxes granted by this Act, and for the Purpoſes of this Act; and that every Perſon who ſhall be aſſeſſed as chargeable with the ſaid Rates, Duties and Taxes, or any of them, in any ſuch Exciſe Diſtrict, ſhall be deemed and taken to all Intents and Purpoſes to have been aſſeſſed and charged in the proper Diſtrict, and ſhall be chargeable and liable to pay the Amount of the Rates, Duties and

Diſtricts of the Offices of Exciſe to be deemed proper Diſtricts for the Receipt of the Rates.

Taxes due from such Person to the Collector or other Officer in Charge of the Collection of the Excise District into the Office of which the Assessment against such Person shall have been returned.

Allowance of 1s. in the Pound to Persons making Payment on or before the Days appointed;

XXXVII. And as an Inducement to Persons to pay the said Rates, Duties and Taxes which shall be assessed against them, be it further enacted, That whenever any Person shall pay to the Collector of Excise, or other Officer in Charge of the Collection of any Excise District, the full annual Amount of the Rates, Duties and Taxes with which such Person shall be charged or assessed pursuant to the Provisions of this Act, on or before the Days and times when the said Rates, Duties and Taxes, or the First Instalment thereof (if required to be paid by Instalments), shall be required to be paid in manner directed by this Act, it shall and may be lawful for the said Collector or other Officer to allow to such Person a Sum after the Rate of One Shilling in the Pound on the Amount of the whole of such Rates, Duties and Taxes as such Person shall so actually pay as aforesaid; and if any Person shall, in any case where such Rates, Duties and Taxes shall be required to be paid by Instalments, pay the full Amount of every such Instalment on or before the several Days or times when the said several Instalments shall be respectively required to be paid, it shall be lawful for the said Collector or Officer to allow to such Person, on Payment of the last of such Instalments, a Sum after the Rate of One Shilling in the Pound on the whole annual Amount of such Rates, Duties and Taxes; and the said Collector or Officer shall give to such Person making such Payment a Receipt for the full Amount of the whole of such Rates, Duties and Taxes, or of such last Instalment thereof, specifying the Amount of such Allowance, and deducting the same from the Sum payable in respect of such Rates, Duties and Taxes, or such last Instalment thereof.

and of Instalments.

If Admittance be refused to execute a Warrant, House may be broke open in the Day time, and in the Presence of Peace Officer;

XXXVIII. And be it further enacted, That if any Person to whom any Warrant issued under this Act shall be directed to levy the said Rates, Duties or Taxes, or any of them, shall be refused Admittance into any House, Outhouse or Edifice, or shall not, on Demand of Entrance by knocking or otherwise, obtain Admittance into the same; or if no Person shall attend or appear at such House, Outhouse or Edifice, to give Entrance to such Person to whom such Warrant shall be directed, or from whom such Person can make Demand of Entrance; then and in every such case it shall and may be lawful for such Person, upon a Warrant under the Hand and Seal of any one Commissioner of Inland Excise and Taxes in *Ireland*, or upon a Warrant under the Hand and Seal of the Collector of Excise, or other Officer in Charge of the Collection of the District in which such House, Outhouse or Edifice shall be situate, to break open and enter in the Day time any such House, Outhouse or Edifice, in the Presence of a Constable or other Peace Officer, who is hereby authorized and required to be aiding and assisting therein, and to levy by Distress and Sale, in manner before in this Act mentioned, the several Rates, Duties and Taxes, or any and such of them as shall be then due in Arrear, together with the further Sum of One Shilling in the Pound aforesaid, and the necessary and reasonable Costs and Charges of taking such Distress, and of the Removal, Keeping and Sale thereof.

and Distress taken.

In case of Removal, Collector of District to transmit Certifi-

XXXIX. And be it further enacted, That whenever any Person liable to and charged or chargeable with the Payment of the Rates, Duties or Taxes granted by this Act, or any of them, shall before Payment

Payment thereof remove from the Diſtrict in which the ſame ſhall be charged, the Collector or other Officer in Charge of the Collection of the ſaid Diſtrict ſhall make and ſign, and cauſe to be tranſmitted to the Collector or other Officer in Charge of the Collection of the Diſtrict where the Perſon or Perſons making Default of Payment ſhall then reſide or be, a Certificate ſtating the Chriſtian and Surname and former Reſidence of the Perſon ſo removing, and the Amount of the Rates, Duties and Taxes chargeable on and due from ſuch Perſon at the time of ſuch Removal; and every ſuch Collector or other Officer in Charge of the Collection of ſuch laſt mentioned Diſtrict as aforeſaid is hereby reſpectively authorized and empowered to iſſue his Warrant for the recovering and levying ſuch Amount of the ſaid Rates, Duties and Taxes as ſhall be ſpecified and ſet forth in the ſaid Certificate, and the ſame ſhall and may be levied accordingly in like manner as any ſuch Rates, Duties and Taxes ariſing within ſuch laſt mentioned Diſtrict may be levied under the Proviſions of this Act; and the Collector or other Officer of the Diſtrict ſo giving ſuch Certificate ſhall tranſmit a Copy thereof to the Commiſſioners of Inland Exciſe and Taxes, and the ſaid Commiſſioners ſhall give ſuch Orders and Directions with reſpect to the paying and accounting for ſuch Sums ſo levied as they ſhall ſee fitting and neceſſary.

cate to Collector of Diſtrict to which the Perſon charged is removed.

Proceedings thereon.

XL. And be it further enacted, That no Goods or Chattels whatſoever belonging to any Perſon or Perſons, at any time when any of the Rates, Duties or Taxes granted by this Act charged or aſſeſſed upon ſuch Perſon or Perſons may become in Arrear, ſhall be liable to be taken by virtue of any Execution or other Proceſs, Warrant or Authority, or by virtue of any Aſſignment, or on any Account or Pretence whatever, unleſs the Party at whoſe Suit the ſaid Execution or other Proceſs ſhall be ſued out, or any Seizure made, or to whom ſuch Aſſignment ſhall be made, or ſome Perſon on behalf of ſuch Party, ſhall, before the Sale or Removal of ſuch Goods or Chattels, pay all ſuch Arrears of the ſaid Rates, Duties and Taxes, or cauſe the ſame to be paid to the Collector of Inland Exciſe and Taxes, or other Officer in Charge of the Collection of the Diſtrict in which ſuch Goods or Chattels ſhall be ſeized, not exceeding in the whole the Amount of the Duties which ſhall be payable for the Year in which ſuch Seizure ſhall be made, together with the Arrear of One Year immediately preceding; and the ſaid Party at whoſe Inſtance ſuch ſeizure ſhall be made, after Payment to the ſaid Collector or other Officer in Charge of the Collection as aforeſaid, of all ſuch Arrears due of the aforeſaid Rates, Duties and Taxes for One whole Year, if due, and for the Year in which ſuch Seizure ſhall be made, may proceed in ſuch Seizure as ſuch Party might have done if no Rates, Duties or Taxes had been ſo due and in Arrear; but in caſe of Nonpayment of the ſaid Rates, Duties and Taxes, the ſaid Collector, or any other Officer in Charge of the Collection as aforeſaid, is hereby authorized and required to iſſue his Warrant under his Hand and Seal, to empower any Perſon or Perſons to diſtrain ſuch Goods and Chattels, notwithſtanding ſuch Execution or Seizure, and to proceed to the Sale thereof, according to the Proviſions of this Act, in order to obtain Payment of all ſuch Arrears of the ſaid Rates, Duties and Taxes then due and payable, together with the neceſſary and reaſonable Coſts and Charges attending the Diſtreſs, and the Keeping and Sale of ſuch Goods and Chattels.

No Goods taken in Execution, &c. ſhall be ſold or taken away until Duty in Arrear be paid.

But Seizure may be proceeded in.

Guardians and Executors liable to Rates, having Aſſets in their Hands.

XLI. And be it further enacted, That where any Perſon or Perſons chargeable with the ſaid Rates, Duties and Taxes, or any of them, ſhall be under the Age of Twenty one Years, or where any Perſon ſo chargeable ſhall die, in every ſuch caſe the Parent or Guardian or Guardians of ſuch Minor having Monies or Property of ſuch Minor, whereout ſuch Rates, Duties or Taxes may be paid, and the Executor or Executors, or Adminiſtrator or Adminiſtrators of the Perſon or Perſons ſo dying, having received Aſſets ſufficient for the Purpoſe, ſhall be, and is and are hereby made liable to and charged with the Payments which the ſaid Minor ought to have made, and the Perſon ſo dying was chargeable with, for or on account of the ſaid Rates, Duties and Taxes, or any of them; and if ſuch Parent or Guardian or Guardians, Executor or Executors, Adminiſtrator or Adminiſtrators, ſhall neglect or refuſe to pay as aforeſaid, it ſhall and may be lawful to proceed againſt him, her or them, in like manner as againſt any other Perſon or Perſons making Default in Payment of the ſaid Rates, Duties and Taxes, or any of them; and every Parent or Guardian making Payment as aforeſaid ſhall be allowed the ſame in his, her or their Accounts, and every Executor and Adminiſtrator ſhall be allowed to deduct all ſuch Payments out of the Aſſets of the Perſon ſo dying.

A Liſt of Rates due under any Act in force before the paſſing of this Act, to be delivered to the Collector of each Diſtrict, who ſhall levy the ſame, as any Rate may be levied under this Act.

XLII. And be it further enacted, That it ſhall and may be lawful for the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, or any Three of them, and they are hereby required, as ſoon as conveniently may be after the paſſing of this Act, to cauſe to be delivered to the Collector of Exciſe of each Diſtrict in *Ireland*, or other Officer in Charge of the Collection thereof, a true Liſt or Schedule in Writing of all ſuch Sums as ſhall be due and in Arrear for or in reſpect of any Rates, Duties and Taxes payable under any Act or Acts in force immediately before the paſſing of this Act, on Hearths, Firing Places or Stoves, and on Windows or Lights, and on Male Servants or other Male Perſons, and on Carriages, and on Coachmakers or Makers and Sellers of Carriages, and on Horſes, Mares and Geldings, and on Dogs or any of them, within the Diſtrict of which ſuch Collector or other Officer ſhall be in Charge; and ſuch Liſt or Schedule ſhall contain the Names, Surnames and Places of Abode of the ſeveral Perſons by whom ſuch Rates, Duties and Taxes ſhall be then due and owing, and the Sum or Sums charged upon and due by each ſuch Perſon reſpectively, and in reſpect of what Articles, matters or things the Sum or Sums ſo due ſhall have been charged; and upon the Delivery of any ſuch Liſt or Schedule it ſhall and may be lawful for every ſuch Collector or other Officer in Charge as aforeſaid, and ſuch Collector or other Officer is hereby reſpectively authorized, empowered and required to demand, receive, levy and recover all ſuch Sums as ſhall appear from ſuch Liſt or Schedule to be due and in Arrear, in as full and ample a manner in all Reſpects, and with the like Powers, Authorities and Remedies, to all Intents and Purpoſes, as any Rate, Duty or Tax may under the Proviſions of this Act be demanded, recovered, levied and received.

For want of ſufficient Diſtreſs, the Defaulter ſhall forfeit double the Amount of the Rates due.

XLIII. And be it further enacted, That whenever it ſhall happen that ſufficient Goods, Chattels or Effects of any Perſon liable to the Payment of any Rates, Duties and Taxes granted by this Act, whereon ſuch Rates, Duties and Taxes may be levied purſuant to the Directions of this Act, ſhall not be forthcoming, ſo that ſuch Rates,

Duties

Duties and Taxes, or any Part thereof, ſhall remain unpaid and unſatisfied, every ſuch Perſon ſhall forfeit and pay a Sum equal to double the Amount of ſuch Rates, Duties and Taxes ſo remaining unpaid, or of ſo much thereof as ſhall ſo remain unpaid and unſatisfied, to be recovered againſt ſuch Perſon for the Uſe of His Majeſty, His Heirs and Succeſſors.

Proof of Payment of Rate in One Diſtrict to relieve from Payment in another.

XLIV. And be it further enacted, That on Proof of Payment by any Perſon of any Rates, Duties and Taxes in reſpect of any Carriages, Male Servants or other Male Perſons, Horſes, Mares, Geldings and Dogs, in any One Diſtrict or Place, by Production of the Receipt ſigned by the Collector to whom the Payment ſhall have been made, or of a Certificate by ſuch Collector, ſuch Perſon ſhall be acquitted from the Payment of the ſaid Rates, Duties and Taxes reſpectively, in any other Diſtrict or Place in *Ireland*, for the Articles mentioned in ſuch Receipt or Certificate, and for the Period ſpecified therein.

Coachmakers to enter in a Book the Number and Deſcription of Carriages made by them, &c.

XLV. And be it further enacted, That every Coachmaker or Maker of Carriages ſhall from time to time enter in a Book, to be kept for that Purpoſe by ſuch Coachmaker or Maker of Carriages, the Number and Kind of Carriages by him or her built and conſtructed for Sale, and alſo the Number and Kind of Carriages which ſuch Coachmaker or Maker of Carriages ſhall part with, ſell or diſpoſe of at ſecond hand on his or her own Account, whether the ſame ſhall have been repaired or altered by ſuch Coachmaker or Maker of Carriages, or not, and alſo of the Number and Kind of Carriages kept by him or her for Sale, although the ſame may not have been built by ſuch Coachmaker or Maker of Carriages, diſtinguiſhing the Number of Wheels of each, and if with leſs than Four Wheels, whether conſtructed to be drawn by Two Horſes, and the Number ſold, and the Names and Places of Abode of the Perſons to whom ſold, parted with, or diſpoſed of reſpectively, and the particular Day on which each Carriage was delivered or ſent out of the Shop or Warehouſe, Yard, or other Place of ſuch Coachmaker or Maker of Carriages; and every Perſon ſelling Carriages by Auction or on Commiſſion ſhall keep a like Book, and in like manner enter in the ſame the Number and Kinds of Carriages kept for Sale and ſold by ſuch Perſon, diſtinguiſhing the Number of Wheels of each, and the Days on which ſuch Carriages were ſold, and to whom they were ſold reſpectively; and every Livery Stable Keeper, or other Perſon receiving any Horſe, Mare or Gelding, or any Carriage, to ſtand at Livery, ſhall alſo from time to time enter in a Book an Account of every Carriage or Horſe ſo ſtanding at Livery, and the Name and Place of Abode of the Perſon by or on whoſe behalf ſuch Carriage or Horſe had been ſo ſent or delivered, and the time of the ſending of the ſame reſpectively; all which Books ſhall at all ſeaſonable times in the Day time be open to the Inſpection of any ſuch Officer or other Perſon authorized as aforeſaid; and ſuch Officer or other Perſon authorized as aforeſaid ſhall have Power to enter into the Houſe, Manufactory, Workſhop, Stables, and other Buildings and Places of every ſuch Coachmaker or Maker of Carriages, and other Perſons reſpectively as aforeſaid, and take an Account of all Carriages there, and of all Horſes ſo at Livery as aforeſaid, and to ſatisfy himſelf of the Truth of ſuch Entries in any ſuch Books reſpectively; and every Coachmaker or maker of Carriages, and other Perſons hereby required to

Perſons ſelling Carriages by Auction, &c. to keep an Account;

and alſo Livery Stable Keepers.

Books of ſuch Perſons may be inſpected.

Power to enter Premiſes.

Account to be delivered within the time herein-

Guardians and Executors liable to Rates, having Assets in their Hands.

XLI. And be it further enacted, That where a Persons chargeable with the said Rates, Duties and T. them, shall be under the Age of Twenty one Year Person so chargeable shall die, in every such case Guardian or Guardians of such Minor having Mo of such Minor, whereout such Rates, Duties or Ta and the Executor or Executors, or Administrator of the Person or Persons so dying, having receiv for the Purpose, shall be, and is and are hereby r charged with the Payments which the said Minor and the Person so dying was chargeable with, f the said Rates, Duties and Taxes, or any of Parent or Guardian or Guardians, Executor o nistrator or Administrators, shall neglect or refu it shall and may be lawful to proceed against like manner as against any other Person or P in Payment of the said Rates, Duties and T and every Parent or Guardian making Pay be allowed the same in his, her or their Ac cutor and Administrator shall be allowed to out of the Assets of the Person so dying.

A List of Rates due under any Act in force before the passing of this Act, to be delivered to the Collector of each District, who shall levy the same, as any Rate may be levied under this Act.

XLII. And be it further enacted, That for the Commissioners of Inland Excise and Three of them and they are hereby requir may be after the passing of this Act, to Collector of Excise of each District in Charge of the Collection thereof, a true l of all such Sums as shall be due and in any Rates, Duties and Taxes payable force immediately before the passing of t Places or Stoves, and on Windows or I or other Male Persons, and on Carria Makers and Sellers of Carriages, an ings, and on Dogs or any of them, such Collector or other Officer shall Schedule shall contain the Names, Su the several Persons by whom such R then due and owing, and the Sum by each such Person respectively, a matters or things the Sum or Sum and upon the Delivery of any such be lawful for every such Collect aforesaid, and such Collector or authorized, empowered and req recover all such Sums as shall ap be due and in Arrear, in as full and with the like Powers, Auth and Purposes, as any Rate, Du of this Act be demanded, reco

For want of sufficient Distress, the Defaulter shall forfeit double the Amount of the Rates due.

XLIII. And be i that sufficient Goo Payment of any whereon such Rat Directions of this

which ges or to deliver ch Coach- ery Stable or Place of every such Sum of Fifty Carriages, Seller ch Person shall Name, Surname, Penalty shall be Reduction as any

shall and may be Officer Delivery of any such or Maker of Carriages, or

Part thereof, shall
shall forfeit and
Duties and
shall so remain
for the

Seller of Carriages,
Coachmaker,
forfeit the Sum of

Penalty on Carriage, or Number of Wheels, not delivered in the Entry.

whenever any Carriage
Duty or Tax under the
and Excise and Taxes in
the Entry which shall be
Importation shall contain the
the Number of Wheels,
whether constructed to be drawn
to ascertain the Rate, Duty or
by the Owner thereof, and
of Abode of the Person on whose
ted.

That from and after the Expiration
of this Act, no Stamp Duty shall be
shall be given on the Payment of any
by this Act; and that so much of an
Year of His present Majesty's Reign,
r the Collection and Management of Stamp
Exchange, Promissory Notes, Receipts and
nd, as provides that every Receipt or other
y Officer of the Revenue on Payment of
t of any Duty on Dwelling Houses in respect
s, or on Coaches and other Carriages, or on
servants, shall be written or printed, or written
the proper Receipt Stamp, according to the
n to be paid; and that the Duty on every such
nd by the Person to whom such Receipt shall be
given

Stamp Duty on Receipts for Payment of Rate, required by 55 G. 3. c. 100 repealed.

given by the Officers of the Revenue; ſhall be and the ſame is hereby repealed.

Collector, &c. may require the Production of the laſt Receipt given for Duty.

LI. And be it further enacted, That it ſhall and may be lawful for the Collector or other Officer in Charge of the Collection of the Diſtrict, or for any Inſpector or Surveyor of the Rates, Duties and Taxes by this Act granted, or any of them, to require any Perſon chargeable with the ſaid Rates, Duties and Taxes, or any of them, to produce to ſuch Collector or other Officer, Inſpector or Surveyor, the laſt Receipt paſſed or given to ſuch Perſon for and on account of any ſuch Rates, Duties and Taxes, or ſuch of them as ſuch Perſon was chargeable with and liable to pay; and if on Demand made by ſuch Collector or other Officer, Inſpector or Surveyor, at the uſual Place of Abode of ſuch Perſon, ſuch Receipt ſhall not be produced and delivered to ſuch Collector or other Officer, Inſpector or Surveyor, to be retained by him for ſuch time as ſhall be ſufficient to enable him to take a Copy of the ſame, then it ſhall and may be lawful for ſuch Collector or other Officer, Inſpector or Surveyor, and they are hereby reſpectively required, to leave a Notice at the uſual Place of Abode of ſuch Perſon, ſetting forth that ſuch Collector or other Officer, Inſpector or Surveyor, will attend at ſuch uſual Place of Abode of ſuch Perſon at a certain Day and Hour to be ſpecified in ſuch Notice, and requiring him or her to produce or cauſe to be produced ſuch Receipt to ſuch Collector or other Officer, Inſpector or Surveyor, at the Day and Hour mentioned in ſuch Notice; and if ſuch Perſon ſhall not produce ſuch Receipt to ſuch Collector or other Officer, Inſpector or Surveyor, on his attending for that Purpoſe at the time ſpecified in ſuch Notice, then ſuch Perſon ſhall forfeit for every ſuch Offence the Sum of Ten Pounds, unleſs he or ſhe ſhall at ſuch time make Oath before ſuch Collector or other Officer, Inſpector or Surveyor, (which Oath ſuch Officers are hereby reſpectively authorized and required to adminiſter without Fee or Reward,) that he or ſhe uſed due Diligence to find or procure the ſaid Receipt, and that he or ſhe hath not been able to find or procure the ſame.

Not producing it after Notice.

Penalty 10l. Proviſo.

Game Certificate to be produced when required.

LII. And be it further enacted, That it ſhall and may be lawful for any Inſpector of Taxes, or any other Officer or Officers who now is or hereafter ſhall be appointed by or under the Commiſſioners of Inland Exciſe and Taxes in *Ireland* for the Collection or Superintendance of the Collection of the ſaid Rates, Duties and Taxes, or any of them, to demand and require from any Perſon who ſhall uſe or keep any Dog, Gun, Net or other Engine for the taking or Deſtruction of Game, to produce and ſhew to ſuch Officer the proper Certificate to ſuch Perſon for Liberty to kill Game; and every ſuch Perſon ſhall upon ſuch Demand and Requiſition as aforeſaid, produce ſuch Certificate to the Officer ſo demanding and requiring the ſame, and ſhall permit the ſame to be inſpected accordingly; and if any ſuch Perſon ſhall wilfully neglect or refuſe to produce and ſhew a Certificate in force iſſued to him for the Purpoſe aforeſaid, or ſhall decline to produce or ſhew the ſame, every Perſon ſo offending ſhall for every ſuch Offence forfeit and pay the Sum of Twenty Pounds.

Penalty 20l.

Notices, Accounts, and Books, &c. required ſhall be in

LIII. And be it further enacted, That the ſeveral Notices by this Act required to be given in reſpect of the Rates, Duties and Taxes granted by this Act, or any of them, and the ſeveral Accounts

to

to be delivered pursuant to such Notices, and the several Books and Accounts by this Act required to be kept, and the Entries to be made therein, and also the Receipts to be given and delivered by the Officer to the Person paying the said Rates, Duties and Taxes, or any of them, on such Officer receiving the same, shall and may be in such respective Form or Forms as the Commissioners of Inland Excise and Taxes, in *Ireland*, or any Three of them, may from time to time order, direct and appoint; and it shall not be necessary to prove on the Trial of any Complaint or Information touching the said Rates, Duties and Taxes, or any of them, the particular Order, Direction or Appointment of the said Commissioners or any Three of them, for or of any such Form or Forms respectively; and if any Person who is by this Act required to keep any Book or Books, shall neglect or refuse to keep such Book or Books in such Form or Forms as shall be so ordered, appointed or directed, ever such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds.

such Form as the Commissioners shall direct.

Not necessary to prove such Direction on Trial of Information.

Penalty 50*l.*

LIV. And be it further enacted, That any Notice which shall be given or served by any Officer or other Person authorized as aforesaid under the Provisions of this Act, shall not be impeached or affected by reason of any Mistake or Variance in the Christian Name or Surname or either of them, of any Person liable or chargeable with the said Rates, Duties and Taxes, or any of them, or in the Amount of the Rate, Duty or Tax; but that every such Notice shall be valid and effectual, to all Intents and Purposes, notwithstanding any such Mistake or Variance, provided that the Person intended to be described shall really be liable to the said Rate, Duty and Tax, or the Rate, Duty or Tax intended to be described, shall be chargeable on such Person.

Mistake in the Name not to invalidate the Notice.

LV. And be it further enacted, That it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland* or any Three of them, from time to time, as often as they shall think expedient, to call before them any and every Collector, Assessor, Inspector or other Officer employed in the collecting or charging of the said Rates, Duties and Taxes or any of them, and to examine him or them upon Oath, or if a Quaker, on solemn Affirmation, and to ascertain the Sum or Sums of Money that shall have been collected and paid to such Collector or other Persons respectively for the said Rates, Duties and Taxes, and also to ascertain the Sum or Sums in Arrear, and the Cause or Causes thereof, and also upon Oath or Affirmation to examine the said Collector or other Persons respectively touching the due Payment over of any Sum or Sums previously collected by him or them, and with respect to the Sum or Sums remaining in the Hand or Hands of such Collector or other Person respectively, and to make such Order in the Premises as the said Commissioners, or any Three of them, shall judge necessary to prevent any Failure in the Payment of any Part of the said Rates, Duties and Taxes.

Commissioners may examine Collectors, &c. on Oath, &c. as to the State of their Accounts.

LVI. And be it further enacted, That if any Officer or Person appointed to assess, charge, levy or collect the said Rates, Duties and Taxes or any of them, shall with Intent to defraud His Majesty, His Heirs or Successors, make any false or untrue Entry in any Abstract, Ledger or other Books which such Officer shall keep, containing the Survey or Collection of his Walk, Division or District, or shall, with such Intent, omit to make any Entry or Entries in any such

Making false Entries, &c. by Officer.

ſuch Abſtract, Ledger or Book reſpectively, or ſhall give or grant any falſe or untrue Receipt for the ſaid Rates, Duties and Taxes or any of them, or ſhall make any falſe or untrue Entry with relation to the ſaid Rates, Duties and Taxes or any of them, or with relation to any ſuch Receipt given or granted by him, or if any ſuch Officer or other Perſon ſhall knowingly permit or ſuffer the ſame to be done in any of the reſpective Caſes aforeſaid, every ſuch Officer or Perſon ſo offending, being thereof lawfully convicted, ſhall for each and every ſuch Offence forfeit to His Majeſty, His Heirs and Succeſſors, the Sum of Five hundred Pounds.

Penalty 500l.

Power of adminiſtering Oath by Officer.

LVII. And be it further enacted, That in all Caſes where any Affidavit, Oath or Affirmation is by this Act required or directed to be taken or ſubſcribed or adminiſtered, every ſuch Affidavit, Oath or Affirmation ſhall and may be taken or adminiſtered by or before any Commiſſioner of Inland Exciſe and Taxes in *Ireland*, or by or before any Collector of Exciſe in his proper Diſtrict, or by or before any other Officer in Charge of the Collection of ſuch Diſtrict, or by or before any Perſon who now is or hereafter ſhall be authorized by the Commiſſioners of Inland Exciſe and Taxes in *Ireland* to adminiſter Oaths in Revenue Caſes; and every ſuch Commiſſioner, Collector, Officer or Perſon is and are hereby reſpectively authorized, empowered and required to adminiſter ſuch Affidavit, Oath or Affirmation accordingly.

Perſons ſwearing falſely Perjury.

LVIII. And be it further enacted, That if any Perſon who ſhall take or make any Affidavit or any Oath, or make any Affirmation by this Act required to be taken or made, ſhall wilfully or knowingly ſwear or affirm falſely therein, every ſuch Perſon, being duly convicted thereof, ſhall ſuffer the Pains and Penalties to which Perſons guilty of wilful or corrupt Perjury are or ſhall be ſubject by any Law in force in *Ireland*; and if any Perſon ſhall corruptly procure or ſuborn any other Perſon or Perſons to ſwear or affirm falſely in any ſuch Affidavit, Oath or Affirmation, ſuch Perſon being duly convicted of ſuch procuring or ſuborning, ſhall for every ſuch Offence incur and ſuffer ſuch Penalties, Forfeitures, Pains and Diſabilities as Perſons convicted of Subornation of Perjury are reſpectively liable unto by any Law in force in *Ireland*.

Recovery and Application of Penalties.

LIX. And be it further enacted, That all Penalties and Forfeitures under this Act ſhall be paid and payable according to the Amount thereof in *Britiſh* Currency, and ſhall be raiſed, levied, collected and paid, ſued for, recovered and applied, (except in Caſes where it is otherwiſe directed in this Act,) in the ſame manner and under ſuch Powers and Authorities, and by ſuch Ways and Methods, and according to ſuch Rules and Directions, and under ſuch Penalties and Forfeitures, as are appointed, directed and expreſſed for levying, ſuing for or recovering of any Penalties or Forfeitures in and by an Act made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majeſty King *Charles* the Second, intituled *An Act for the ſettling of the Exciſe or new Impoſt upon His Majeſty, His Heirs and Succeſſors, according to the Book of Rates therein inſerted*; or in and by an Act made in the Forty ſixth Year of His preſent Majeſty's Reign, intituled *An Act to provide for the better Execution of the ſeveral Acts relating to the Revenues, matters and things under the Management of the Commiſſioners of Cuſtoms and Port Duties, and of the Commiſſioners of Inland Exciſe and Taxes, in* Ireland; or in

Iriſh Act, 14 & 15 C. 2.

46 G. 3. c. 106.

in and by any other Act or Acts in force in *Ireland* relating to the Revenues of Customs and Excise, or either of them, as fully and effectually, to all Intents and Purposes, as if the same were herein expressed and enacted; with the like Remedy of Appeal to and for the Party or Parties aggrieved, as in and by the said recited Act made in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, or any other Act or Acts as aforesaid, is provided.

Penalties not exceeding 40*l.* may be recovered before a Justice.

LX. And be it further enacted, That it shall and may be lawful for any Justice of the Peace in *Ireland*, within whose Jurisdiction any Offence for which the Penalty shall not exceed Forty Pounds shall be committed against this Act, or any other Act or Acts in force in *Ireland* relating in anywise to the Payment, Regulation or Collection of the Rates, Duties or Taxes by this Act granted or any of them, and every such Justice is hereby authorized, empowered and required, upon Information or Complaint in Writing made in that behalf by any Officer or other Person acting under the Authority of the Commissioners of Customs and Excise or either of them respectively, within Six Months after the Offence committed, to summon the Party accused of such Offence, and also the Witnesses, if any, on either Side, and to examine into the Fact, and upon Proof thereof made to his Satisfaction, either by the Confession of the Party or Person accused of such Offence, or by the Oath of One or more Witness or Witnesses, which Oath such Justice is hereby authorized to administer, to give Judgment for such Penalty, and thereupon to issue his Warrant under his Hand and Seal for levying such Penalty on the Goods and Chattels of such Offender, and to cause Sale to be made thereof in case the same shall not be redeemed within Six Days, rendering to the Party the Overplus, if any; and where Goods and Chattels sufficient cannot be found to answer such Penalty, such Justice of the Peace, or any other Justice of the Peace of the County or County of a City or Town in which such Conviction shall lie, is hereby authorized and empowered to commit such Offender or Offenders to Prison until such Penalty shall be paid; and if any Person, whether Prosecutor or Party convicted, shall find himself or herself aggrieved by the Judgment of any such Justice of the Peace, then and in such Case it shall be lawful for such Person, if the Person so appealing shall be the Person convicted, upon giving sufficient Security by Recognizance with Two sufficient Sureties before such Justice to pay the Amount of the Penalty imposed by such Conviction as aforesaid, together with Costs not exceeding Forty Shillings, as such Justice shall appoint, to appeal to the Justice or Justices at the next General Quarter Sessions of the County, County of a Town or City, as the Case may be, which shall be held after Fourteen clear Days from the Day on which such Conviction shall have been made, in the District in which such Offence shall have been committed, if such County shall be divided into Districts, or if not so divided, then at the General Sessions of the County or County of a Town or City, which shall happen next after Fourteen clear Days after such Conviction shall have been made, of which Appeal Notice in Writing shall be given to the adverse Party Ten clear Days previous to the First Day of such Quarter Sessions respectively; and such Justices at such Sessions shall summon and examine Witnesses upon Oath, and finally hear and determine such Appeal; and in case the

Appeal to Quarter Sessions, on giving Security.

Notice of Appeal.

the Judgment of the Juſtice againſt whoſe Adjudication ſuch Appeal ſhall be brought ſhall be affirmed, it ſhall and may be lawful for ſuch Juſtice or Juſtices at Seſſions as aforeſaid to award the Perſon or Perſons ſo appealing to pay ſuch Coſts to the Proſecutor occaſioned by ſuch Appeal as to him or them ſhall ſeem meet, not exceeding in the whole the Sum of Forty Shillings, and ſuch Juſtice or Juſtices of the ſaid Court of Quarter Seſſions ſhall and may thereupon proceed in the ſame manner in all Reſpects as the Juſtice making ſuch Conviction might or could have done if ſuch Appeal had not taken place.

Coſts.

Convictions not to be removed by Certiorari.

LXI. And be it further enacted, That no Conviction made by any Juſtice, or before any Juſtices of Peace at the Quarter Seſſions, nor any Sentence or Order given or made by any ſuch Juſtice or Juſtices under or by virtue of this Act, ſhall be removed by Writ or Certiorari out of the County, City, Town or Place wherein ſuch Conviction or Proceeding ſhall have been had or made; and that no Writ of Certiorari ſhall ſuperſede Execution or other Proceedings upon any Conviction, Order or Sentence made or given in purſuance of this Act, but that Execution and other Proceedings ſhall be had and made thereupon, any ſuch Writ of Certiorari or Allowance thereof notwithſtanding.

Perſonal Service of Proceſs for Penalties not neceſſary.

LXII. And be it further enacted, That it ſhall not be neceſſary in any Proceeding before a Magiſtrate or Magiſtrates for the Recovery of any Penalty under this Act, or under any Act or Acts in force from time to time for the Payment of or for the regulating the Collection of the ſaid Rates, Duties and Taxes, or any of them, that the original or any other Proceſs or Summons, or any Notice or Order whatſoever, ſhould be perſonally ſerved on the Defendant or Defendants, or any of them, but it ſhall in all ſuch Caſes be ſufficient that the ſame, or a Copy thereof, be ſerved or poſted, as the Caſe may be, at his, her or their then Place or Places of Abode.

Witneſſes neglecting, &c. to appear, &c.

LXIII. And be it further enacted, That if any Perſon or Perſons ſhall be ſummoned as a Witneſs or Witneſſes to give Evidence in any Caſe under this Act before any Juſtice or Juſtices of the Peace, or before any Juſtice or Juſtices at the Seſſions, and ſhall neglect or refuſe to appear, the Expence of ſuch Witneſs or Witneſſes, if he, ſhe or they ſhall be required to go to a greater Diſtance than Five Miles from Home, being firſt paid or tendered, without a reaſonable Excuſe to be allowed by ſuch Juſtice or Juſtices of the Peace, or Juſtice or Juſtices at Seſſions reſpectively, or upon appearing ſhall refuſe to be examined upon Oath, or to give Evidence before ſuch Juſtice or Juſtices of the Peace, or Juſtice or Juſtices at Seſſions reſpectively, and ſhall not make reaſonable Excuſe for ſuch Refuſal, to be allowed by ſuch Juſtice or Juſtices of the Peace or Juſtice or Juſtices at Seſſions reſpectively, then ſuch Perſon or Perſons ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds.

Penalty 20l.

Informers admitted Witneſſes.

LXIV. And be it further enacted, That on any Trial or other Proceeding for Recovery of any Penalty under this Act, or under any Act relating to the ſaid Rates, Duties and Taxes, any Informer or other Perſon who in the Event of a Conviction would be entitled to the Penalty to be recovered thereon, or to any Part, Share or Proportion thereof, or to any Fee, Profit, Reward or Emolument whatſoever, ſhall nevertheleſs be received and admitted as a Witneſs on ſuch Trial or other Proceeding; and ſuch Teſtimony ſhall, if believed, be

ſufficient

ſufficient thereon to all Intents and Purpoſes, ſo far as the ſame Teſtimony could be if given by any indifferent Perſon.

Convictions to be made in the following

LXV. And be it further enacted, That any Juſtice of the Peace before whom any Offender ſhall be convicted of any of the Offences aforeſaid, or of any Offence againſt any Act in anywiſe relating to the Payment, Regulation or Collection of the ſaid Rates, Duties and Taxes, or of any of them, ſhall cauſe the Conviction to be made out in manner and Form following, or in any other Form of Words to the like Effect, *mutatis mutandis*; which Conviction ſhall be good and effectual to all Intents and Purpoſes, without ſetting forth the Evidence, or ſtating the Caſe in any more particular manner; that is to ſay,

Form.

'BE it remembered, That on the Day of
' in the Year of our Lord
' *A. O.* of in the County of
' [*or* County, *or* County of the City *or* Town of
' *as the Caſe may be*], was convicted before me,
' *I. P.* One of His Majeſty's Juſtices of the Peace for the ſaid
' County of [*or* County
' of the City *or* Town of] for that the ſaid
' *A. O.* on the Day of in the Year
' at
' in the ſaid County of did [*here
' *ſtate the Offence*], contrary to the Statute in that Caſe made and
' provided; and I do therefore adjudge the ſaid *A. O.* to have
' forfeited the Sum of
' *Britiſh* Currency, making the Sum of
' *Iriſh* Currency.
' Given under my Hand and Seal, the Day
' of .'

Which Conviction the ſaid Juſtice ſhall cauſe to be written fairly upon Paper or Parchment, and to be tranſmitted within Ten Days from the Date of ſuch Conviction to the Clerk of the Peace for the County or County of a City or Town (as the Caſe may be), or Place where ſuch Conviction was made, to be filed by him, and to remain and to be kept among the Records of the ſame County or Place; and if any ſuch Juſtice ſhall neglect or omit ſo to do, he ſhall for every ſuch Offence forfeit Ten Pounds.

Penalty.

Warrant of Diſtreſs to be in the following

LXVI. And be it further enacted, That any Warrant to be iſſued by any ſuch Juſtice of the Peace for levying any Sum under any ſuch Conviction from the Goods of any ſuch Offender, ſhall be in the Form following, or in ſome other Form of Words to that or the like Effect, which Form ſhall be good and valid to all Intents and Purpoſes; that is to ſay,

Form.

' County of to wit.

'To *M.* and *N.* and each of them, and their and each of their Aſſiſtants.

'WHEREAS on the Day of
' in the Year
' *A. O.* of was duly convicted,
' for that he [*or* ſhe] on the Day of
' in

‘ in the Year at
‘ in the ſaid County of [*or* County of
‘ the City *or* Town of *as the Caſe may be*] did
‘ [*here ſtate the Offence*]; and thereupon the ſaid *A. O.* hath become
‘ liable to a Fine or Penalty of
‘ *Britiſh* Currency (amounting to
‘ *Iriſh* Currency): I do
‘ therefore by theſe Preſents authorize you and each of you to take
‘ into your Poſſeſſion the Goods and Chattels of the ſaid *A. O.* or a
‘ Sufficiency thereof for levying the Sum laſt mentioned thereout,
‘ wherever you ſhall find the ſaid Goods and Chattels in the County
‘ aforeſaid; and if the ſaid Goods and Chattels ſhall not be redeemed
‘ by the Payment of the ſaid Sum within Six Days from the Day of
‘ taking the ſame, you are by public Sale thereof to levy the ſaid
‘ Sum, rendering to the ſaid *A. O.* the Overplus (if any); and the
‘ ſaid Sum ſo levied you ſhall bring to me without Delay, to be diſ-
‘ poſed of according to Law. Given under my Hand and Seal, this
‘ Day of One thouſand
‘ eight hundred and .’

And if Goods ſufficient cannot be found to anſwer ſuch Penalty, a Warrant ſhall be thereupon iſſued for committing ſuch Offender or Offenders, in the ſame Form as the ſaid Warrant laſt mentioned to the Words, ‘ I do therefore by theſe Preſents;’ which Words, and all from thence to the Words ‘ diſpoſed of according to Law,’ inclusive, ſhall be omitted, and the Form following, or ſome other Form of Words to that or the like Effect, ſhall be inſerted in their Place; to wit, ‘ And Whereas on the Day of
‘ a Warrant was iſſued to levy the laſt mentioned Sum from the
‘ Goods and Chattels of the ſaid Offender, and Goods and Chattels
‘ of the ſaid Offender could not be found ſufficient to anſwer the ſaid
‘ Sum; I do therefore hereby authorize and command you and each
‘ of you to take the Body of the ſaid *A. O.* whereſoever you ſhall
‘ find him in the ſaid County, and bring him before me the ſaid *I. P.*
‘ or any other Magiſtrate for the ſaid County:’ And the Form of Committal for committing any ſuch Offender to Priſon ſhall follow the Form of ſuch Warrant, ſave only that the Direction thereof ſhall be to the proper Gaoler; and that from and after the Words ‘ I do
‘ therefore hereby authorize and command you,’ there ſhall follow
‘ theſe Words, ‘ to receive into your Cuſtody the Body of the ſaid
‘ *A. O.* and him or her ſafely to keep until the ſaid Sum ſhall be
‘ paid. Given under my Hand and Seal, this
‘ Day of One thouſand eight hundred
‘ and :’

And each and every of the ſaid Forms, or any Form of Words to the like Effect reſpectively, ſhall be good and valid in the Law to all Intents and Purpoſes.

Warrant of Committal to be in the following

LXVII. And be it further enacted, That if any ſuch Conviction as aforeſaid ſhall be affirmed at the Seſſions, the Warrant or Warrants, Committal or Committals, for carrying the ſame into Execution, ſhall be granted by the Juſtice or Juſtices ſo affirming the ſame, or any of them, and ſhall be in the Forms here following reſpectively, or ſome other Forms of Words of the ſame Import reſpectively:

‘ County

Form.

'County of to wit.

'To *M.* and *N.* and each of them, their and each of their Aſſiſtants.

'WHEREAS on the Day of in the Year One thouſand eight hundred and *A. O.* was duly convicted before *I. P.* one of the Juſtices of the Peace for the ſaid County, for that he or ſhe, on the Day of at in the ſaid County, did [*here ſtate the Offence*]; and thereupon the ſaid *A. O.* became liable to a Fine or Penalty of *Britiſh* Currency, making the Sum of *Iriſh* Currency: And Whereas the ſaid *A. O.* appealed from the ſaid Conviction to the Seſſions, which hath affirmed the ſame with Coſts, making together the ſaid Penalty the Sum of : Theſe are therefore to authorize and command you and each of you to take into your Poſſeſſion the Goods and Chattels of the ſaid *A. O.* or a Sufficiency thereof for levying the ſaid laſt mentioned Sum thereout, wherever you ſhall find the ſaid Goods or Chattels in the County aforeſaid; and if the ſaid Goods and Chattels ſhall not be redeemed by the Payment of the ſaid Sum within Four Days from the Day of taking the ſame, you are by Public Sale thereof to levy the ſaid Sum, rendering to the ſaid *A. O.* the Overplus (if any); and the ſaid Sum ſo levied you ſhall bring to us or to One of us, or to me, [*as the Caſe may be*], without Delay, to be diſpoſed of according to Law. Given under our Hands and Seals [*or* under my Hand and Seal] this Day of .'

And if Goods and Chattels ſufficient cannot be found to anſwer ſuch Sum, a Warrant ſhall be thereupon iſſued for committing ſuch Offender, in the ſame Form as the ſaid Warrant laſt mentioned to the Words, 'Theſe are therefore to authorize and command you;' which Words, and all from thence to the Words 'diſpoſed of according to Law,' incluſive, ſhall be omitted, and the Form following, or ſome other Form of Words to that or the like Effect, ſhall be inſerted in their Place; to wit, 'And Whereas on the Day of a Warrant was iſſued to levy the ſaid laſt mentioned Sum from the Goods and Chattels of the ſaid *A. O.*, and Goods and Chattels of the ſaid *A. O.* could not be ſufficient to anſwer the ſaid Sum; we [*or* I] do therefore hereby authorize and command you and each of you to take the Body of the ſaid *A. O.* whereſoever you ſhall find him in the ſaid County, and bring him before us [*or* me]:' And the Form of Committal for committing any ſuch Offender to Priſon ſhall follow the Form of ſuch Warrant, ſave only that the Direction thereof be to the proper Gaoler; and that from and after the Words, 'We [*or* I] do therefore hereby authorize and command you,' there ſhall follow theſe Words, 'to take into your Cuſtody the Body of the ſaid *A. O.*, and him or her ſafely keep, from the Date hereof, until the ſaid Sum ſhall be paid. Given under our Hands and Seals [*or* my Hand and Seal] this Day of :'

And each and every the ſaid Forms, or any Form of Words to the like Effect reſpectively, ſhall be good and valid in the Law, to all Intents and Purpoſes.

Copy of Convictions to be furnished to the Collector.

LXVIII. And be it further enacted, That every Clerk of the Peace in *Ireland* shall, within One Calendar Month next after any such Conviction shall have been transmitted to his Office, furnish to the Collector of Excise, or other Officer in Charge of the District in and for the County in which such Conviction shall have been made, a Copy of such Conviction, signed by such Clerk of the Peace, for which he shall receive from such Collector, or other Officer in Charge as aforesaid, the Sum of One Shilling, and no more; and every such Collector, or other Officer in Charge shall forthwith transmit such Copy to the said Commissioners of Inland Excise and Taxes; and if any such Clerk of the Peace, or Collector or other Officer in Charge as aforesaid, shall neglect or omit so to do respectively, every Person so offending shall for every such Offence forfeit the Sum of Ten Pounds.

Fee.

Transmitted to Commissioners.

Penalty 10l.

His Majesty's Share of Penalties to be paid over, (Exception,) to Collector of District, &c. Justice neglecting, &c.

LXIX. And be it further enacted, That such Part, Share and Proportion as shall be payable to His Majesty, His Heirs and Successors, of, from or out of any Penalty or Fine payable or recoverable under this Act, or under any Act or Acts which shall in anywise relate to the Payment, Regulation or Collection of the said Rates, Duties and Taxes, or any of them, shall, unless otherwise particularly directed, within One Calendar Month next after the same shall be levied or received, be paid by the Justice of the Peace, by whom the same shall have been so levied or received, to the Collector of Inland Excise and Taxes, or other Chief Officer in Charge of the District in which the Offence was committed; and if any such Justice of the Peace shall neglect or omit so to pay over the same, he shall for every such Offence forfeit the Sum of Twenty Pounds.

Penalty 20l.

Justices neglecting their Duty,

LXX. And be it further enacted, That if any Justice of the Peace, Magistrate or Peace Officer in *Ireland*, shall neglect or refuse in any Instance to carry into Execution this Act, or any Act or Acts in force in *Ireland* relating in anywise to the Payment, Regulation or Collection of the said Rates, Duties and Taxes, or any of them, or any of the Provisions of any such Act or Acts, upon proper Application made to him, such Justice of the Peace, Magistrate or Peace Officer shall forfeit the Sum of Forty Pounds for every such Neglect or Refusal.

Penalty 40l.

Commissioners may mitigate Penalties.

LXXI. And be it further enacted, That it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, to abate, reduce or mitigate any Fine or Penalty which shall at any time be imposed under the Authority of this Act, or under any Act or Acts in force in *Ireland* relating in anywise to the Payment, Regulation or Collection of the said Rates, Duties and Taxes, or any of them; provided that every such Abatement, Reduction and Mitigation shall be under and subject to all such Rules and Regulations as by any Act or Acts in force in *Ireland* any Fine or Penalty incurred for any Offence against any Act or Acts relating to the Revenue of Excise shall or may be abated, reduced or mitigated.

Penalties paid in British Currency.

LXXII. And be it further enacted, That all and every the Fines and Penalties which shall be incurred under this Act, or under any Act or Acts in force in *Ireland* in anywise relating to the Payment, Regulation or Collection of the said Rates, Duties and Taxes, or any of them, shall be paid and payable, and received and receivable, according to the Amount thereof in *British* Currency; and that every such

ſuch Fine or Penalty, not particularly directed to be otherwiſe applied, ſhall be paid and diſtributed, One Moiety thereof to the Uſe of His Majeſty, His Heirs and Succeſſors, and the other Moiety to the Uſe of the Perſon ſuing for the ſame. Application thereof.

LXXIII. And be it further enacted, That all the Proviſions, Clauſes, Rules, Regulations and Exemptions contained in an Act made in the Fifty firſt Year of His preſent Majeſty's Reign, intituled *An Act for granting Exemptions in certain Caſes from the Payment of the Duties charged in reſpect of Servants, Carriages, Horſes and Dogs kept in* Great Britain *and* Ireland *reſpectively*, ſhall extend and be conſtrued to extend to the ſeveral Rates, Duties and Taxes in reſpect of Servants, Carriages, Horſes and Dogs kept in *Ireland*, granted by this Act and the Schedules thereto annexed, and to the ſeveral Rates, Duties and Taxes, in reſpect of Servants, Carriages, Horſes and Dogs kept in *Great Britain*, granted by any Act or Acts in force in *Great Britain* at the time of the paſſing of this Act, as fully and effectually to all Intents and Purpoſes as if the ſaid Proviſions, Clauſes, Rules, Regulations and Exemptions were repeated and re-enacted in this Act. 51 G. 3. c. 72. extended to Act.

'LXXIV. And in order to promote the Recovery of Perſons 'afflicted with or labouring under contagious or infectious Fever, 'and the better to prevent the ſpreading of the ſame in *Ireland*;' Be it further enacted, That whenever it ſhall be made appear to the Satisfaction of the Commiſſioners of Inland Exciſe and Taxes, in *Ireland*, by ſuch Proof as the ſaid Commiſſioners ſhall require, that the opening of any Window or Windows which ſhall have been ſtopped up, or the making of any new Window or Opening in any Houſe, Outhouſe or Office is likely to promote the Recovery of ſuch Perſon or Perſons, or to prevent the ſpreading of ſuch Fever, it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered to make ſuch Rules and Regulations, and Orders, and to give ſuch Directions from time to time, for the opening or making of any ſuch Window and again ſtopping up the ſame, and for exempting ſuch Houſe from any Charge in reſpect of ſuch Window, or for charging or ſurcharging ſuch Houſe in reſpect of ſuch Window, as to the ſaid Commiſſioners ſhall in their Diſcretion ſeem requiſite and neceſſary for the Recovery of ſuch Perſon, or the preventing the ſpreading of ſuch Fever, and as may prevent Frauds under Pretext of opening ſuch Window, or by keeping the ſame open longer than ſhall be requiſite for the Purpoſes aforeſaid. Commiſſioners may direct Windows in Houſes, &c. to be opened to prevent Fever, and exempt ſuch Houſe from Duty in reſpect thereof.

LXXV. And be it further enacted, That this Act and all the Clauſes and Proviſions herein contained, ſhall be deemed and taken to have commenced and take Effect from and after the Fifth Day of *January* One thouſand eight hundred and eighteen. Commencement of Act.

LXXVI. And be it further enacted, That this Act may be amended, altered or repealed by any Act or Acts to be made in this preſent Seſſion of Parliament. Act may be altered, &c. this Seſſion.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

FIRE HEARTHS.

A SCHEDULE of the Rates, Duties and Taxes payable annually for and out of every Dwelling House, in the whole of which, with every Outhouse, Office and Edifice appertaining or belonging thereto, and hereinafter enumerated, there shall be Four or more Fire Hearths or other Places for Firing, or Stoves.

	DUTY. Yearly Rate on the House for the whole Number of Hearths.		
	£.	s.	d.
In respect of 4 - - - - -	0	12	0
5 - - - - -	0	17	6
6 - - - - -	1	4	0
7 - - - - -	1	11	6
8 - - - - -	2	0	0
9 - - - - -	2	9	6
10 - - - - -	3	0	0
11 - - - - -	3	11	6
12 - - - - -	4	4	0
13 - - - - -	4	17	6
14 - - - - -	5	12	0
15 - - - - -	6	7	6
16 - - - - -	7	4	0
17 - - - - -	8	1	6
18 - - - - -	9	0	0
19 - - - - -	9	19	6
20 - - - - -	11	0	0
21 - - - - -	12	1	6
22 - - - - -	13	4	0
23 - - - - -	14	7	6
24 - - - - -	15	12	0
25 - - - - -	16	17	6
26 - - - - -	18	4	0
27 - - - - -	19	11	6
28 - - - - -	21	0	0
And for and out of every Dwelling House in the whole of which, with every such Outhouse, Office and Edifice appertaining thereto, there shall be more than 28 Fire Hearths or Stoves, or other Places for Firing, in respect of each and every Fire Hearth or Stove, or other Place for Firing, in such Dwelling House, Outhouse, Office or Edifice appertaining thereto, there shall be paid the yearly Sum of - - - -	0	15	0

RULES

Schedule (A.) — *continued.*

RULES for charging the ſaid Rates, Duties and Taxes.

Every Kitchen, Cellar, Scullery, Butlery, Pantry, Larder, Waſhhouſe, Bakehouſe, Brewhouſe and Lodging Room, or Outhouſe or Office uſed as ſuch, appertaining or belonging to any Dwelling Houſe, whether the ſame ſhall be contiguous to or disjoined from ſuch Dwelling Houſe, ſhall be deemed and taken to be Part of ſuch Dwelling Houſe; and all Hearths or other Places for Firing or Stoves therein, ſhall be reckoned and included in the Number of Hearths in reſpect of which ſuch Dwelling Houſe ſhall be charged with the Rate, Duty or Tax.

And in all Caſes where there ſhall be an internal Communication between any Two or more Houſes adjoining each other, ſo as that the ſame ſhall be occupied by One Perſon and his or her Family, Inmates or Lodgers, the ſaid Rates, Duties and Taxes ſhall be charged as if ſuch Houſes, with the Outhouſes, Offices and Edifices belonging or appertaining to each of them, were one Houſe.

Where any Dwelling Houſe has been or ſhall be divided into different Tenements, being diſtinct Properties, every ſuch Tenement ſhall be ſubject to the ſame Duties as if the ſame were One Houſe, which Duties ſhall be paid by the Occupiers thereof reſpectively.

EXEMPTIONS and ABATEMENTS from the ſaid Rates and Duties.

His Majeſty's Caſtle of Dublin, or any Houſe within the Circuit thereof, or any Houſe or Tenement provided for the Reſidence of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or of the Chief Secretary to the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or of the Under Secretaries in his Office; and the College of the Holy and Undivided Trinity of Queen Elizabeth near Dublin.

Any Dwelling Houſe which after the Twenty ſeventh Day of May One thouſand eight hundred and eight, and before the Twentieth Day of June One thouſand eight hundred and ſixteen, ſhall have been built on and held together with any Farm in Ireland, containing not leſs than Ten Acres Iriſh Plantation Meaſure; and in the whole of which Dwelling Houſe, with every Outhouſe or Edifice appertaining thereto, there ſhall not have been nor ſhall be more than Four Fire Hearths or Stoves, or other Places for Firing, ſhall be exempted from any Duty in reſpect thereof, from the time when ſuch Dwelling Houſe ſhall have been firſt occupied; until the Fifth Day of January next after the End of Seven Years from the time of ſuch firſt Occupation; provided that ſuch Dwelling Houſe ſhall have been and ſhall be occupied together with ſuch Farm; and in caſe ſuch Houſe ſhall not be ſo occupied therewith, the ſame Dwelling Houſe, with every ſuch Outhouſe, Office or Edifice appertaining thereto as aforeſaid, and the Occupier thereof ſhall be chargeable with the Rates, Duties and Taxes in reſpect of Fire Hearths or Stoves or other Firing Places therein reſpectively, on and from the Sixth Day of January in the Year in which ſuch Dwelling Houſe ſhall ceaſe to be occupied with ſuch Farm, and from thenceforward ſhall not be entitled to any ſuch Exemption.

Any newly built Houſe or newly built Addition to a Houſe, which ſhall not be uſed or inhabited, and where any newly built

Schedule (A.)—*continued.*

Houſe, or any newly built Addition to a Houſe, ſhall be uſed or inhabited in Part only, the Remainder thereof being unfit for Uſe or Habitation, ſuch Houſe ſhall be charged only in reſpect of the Fire Hearths in ſuch Parts thereof as ſhall be uſed or inhabited.

Any Oven or any fixed Boiler in any Dwelling Houſe, Outhouſe, Office or Edifice appertaining thereto, ſhall be exempted from the ſaid Duty on Fire Hearths.

Any Houſe ſituate within the Diſtrict of the Metropolis of Dublin, or within any City or Town, and containing Six Hearths or upwards, in which no Shop ſhall be kept for the Sale of any Goods, or in which no Spirituous or other Liquors ſhall be ſold, and which ſhall be wholly let for Lodgings, or occupied by Lodgers, each Lodging let to or occupied by one Perſon or Family, and ſuch Lodging not conſiſting of more than One Room, and the Lodger therein not being provided, by the Perſon letting ſuch Lodging, with Diet or other Accommodation, ſhall not be charged with any higher Rate than Two Shillings for each Hearth or Fire Place therein.

Any Houſe ſituate within the Diſtrict of the Metropolis of Dublin, or within any City or Town, and containing Eight Hearths or upwards, the greater Part of the Rooms in which ſhall be let to or occupied by Lodgers, each Lodger not occupying more than One Room, and not being provided by the Perſon letting ſuch Lodging with Diet or other Accommodation, though ſuch Houſe ſhall be partly inhabited by the Owner, ſhall not be charged with any higher Duty than Two Shillings for each Hearth or Fire Place.

Any Hoſpital, Houſe provided for the Reception and Relief of poor Perſons, Charity School, Gaol, Priſon, or Seſſions Houſe, Hall, Office, or other Public Building whatever in Ireland, ſhall not be charged in reſpect of Hearths therein, otherwiſe than in manner hereinafter mentioned; that is to ſay, all the Dwelling Rooms and Apartments in any ſuch Public Building, being occupied by any Officer, Maſter, Miſtreſs, or Superintendant of or belonging to or employed in the ſame, or by any Servant of ſuch Officer, Maſter, Miſtreſs or Superintendant, ſhall be deemed Dwelling Houſes, and ſhall be liable to the Tax on Hearths accordingly; and the Perſons reſpectively by whom or by whoſe Servants ſuch Rooms or Apartments are or ſhall be inhabited, ſhall be chargeable with and liable to pay the ſaid Tax as Occupiers of Houſes are by Law chargeable with and liable to pay the ſame.

Every Houſe which ſhall be unoccupied from and after the Fifth Day of January in any Year, until and at the time of making the Aſſeſſment, ſhall be inſerted and deſcribed as ſuch in the Aſſeſſment, with the Number of Hearths and other Places for Firing and Stoves therein, with the Outhouſes, Offices and Edifices appertaining thereto as aforeſaid; and if ſuch Houſe ſhall continue wholly unoccupied during the whole of ſuch Year, it ſhall and may be lawful for the Commiſſioners of Inland Exciſe and Taxes, or any Three of them, upon due Proof of the Fact, made to their Satisfaction, to diſcharge ſuch Houſe from the Hearth Tax, chargeable thereon for ſuch Year; and if any Perſon ſhall in the Courſe of ſuch Year come into the Occupation of any Houſe which ſhall be ſo inſerted and deſcribed in the Aſſeſſment made in reſpect of ſuch Houſe for ſuch Year, every ſuch Perſon ſhall cauſe a Notice thereof in Writing to be given to the Collector

Schedule (A.) — *continued.*

Collector of Inland Excise of the District in which such House shall be situate, or other Officer in Charge of the Collection of such District, within Twenty Days next after the time when such Person shall first occupy such House; and every Person who shall neglect to give such Notice within the time aforesaid shall be liable to be charged with and shall pay the Rates, Duties and Taxes for Hearths, Firing Places and Stoves with which such House shall be chargeable and charged and assessed for the whole Year in which the same became so occupied: Provided always, that if the Person who shall so occupy any such House shall give such Notice, the said Rates, Duties and Taxes shall be payable only from the time when such Person shall first occupy such House according to the Rates aforesaid, proportioned to and estimated on the Period of such Year remaining unexpired at the time of such first Occupation; and when a Tenant of any House shall after the Assessment of the same quit such House on the Determination of the Lease or Demise thereof, and Notice thereof in Writing shall within Twenty Days next after be given by such Person, or by the Owner or Landlord of such House to the Collector of Excise of the District in which such House shall be situate, or other Officer in Charge of such Collection, it shall and may be lawful for the said Commissioners or any Three of them to discharge such House from or to repay a rateable Proportion of the said Rates or Duties for the Remainder of such Year, in case it shall appear to the said Commissioners that such House shall have continued wholly unoccupied for and during the Remainder of such Year.

SCHEDULE (B.)
WINDOWS.

A SCHEDULE of the Rates, Duties, and Taxes payable annually for and out of every Dwelling House, with the Outhouses, Offices and Edifices appertaining or belonging thereto, and hereinafter enumerated, having more than Six Windows or Lights.

	£.	s.	d.
In respect of 7 Windows or Lights - -	0	15	0
8 - - - -	1	4	6
9 - - - -	1	11	6
10 - - - -	2	2	0
11 - - - -	2	14	6
12 - - - -	3	7	0
13 - - - -	3	19	6
14 - - - -	4	12	6
15 - - - -	5	5	0
16 - - - -	5	18	0
17 - - - -	6	10	6
18 - - - -	7	3	0
19 - - - -	7	15	6
20 - - - -	8	8	6
21 - - - -	9	1	0
22 - - - -	9	13	6
23 - - - -	10	6	6
24 - - - -	10	18	6
25 - - - -	11	11	6
26 - - - -	12	4	0

Schedule (B.) — *continued.*

	£.	s.	d.
In respect of 27 Windows or Lights - -	12	16	6
28 - - - -	13	19	6
29 - - - -	14	2	0
30 - - - -	14	14	6
31 - - - -	15	7	0
32 - - - -	15	19	6
33 - - - -	16	12	6
34 - - - -	17	5	0
35 - - - -	17	17	6
36 - - - -	18	10	0
37 - - - -	19	3	0
38 - - - -	19	15	6
39 - - - -	20	8	0
40 to 44 - - -	21	13	0
45 to 49 - - -	23	15	0
50 to 54 - - -	25	17	6
55 to 59 - - -	27	19	6
60 to 64 - - -	29	16	6
65 to 69 - - -	31	10	6
70 to 74 - - -	33	3	6
75 to 79 - - -	34	17	6
80 to 84 - - -	36	11	0
85 to 89 - - -	38	5	0
90 to 94 inclusive in all Cases -	39	18	6
95 to 99 - - -	41	12	0
100 to 109 - - -	44	3	0
110 to 119 - - -	47	10	0
120 to 129 - - -	50	17	6
130 to 139 - - -	54	4	6
140 to 149 - - -	57	12	0
150 to 159 - - -	60	19	0
160 to 169 - - -	64	6	6
170 to 179 - - -	67	14	0
180 - - - -	69	17	0
And for every such Dwelling House which shall contain more than 180 Windows or Lights, for every Window or Light exceeding the Number of 180 - - - - - - -	0	2	3

RULES for charging the said Rates, Duties, and Taxes.

All Windows or Lights in such Dwelling House, with the Outhouses, Offices and Edifices appertaining or belonging thereto, and all Sky Lights, and all Windows or Lights in any Stair Case, Garret, Cellar, Passage or other Part or Place of or belonging to any Dwelling House, to what Use or Purpose soever applied, shall be reckoned and included in the Number of Windows or Lights in respect of which such Dwelling House shall be charged with the foregoing Rates, Duties or Taxes.

Every Kitchen, Cellar, Scullery, Buttery, Pantry, Larder, Washhouse, Bakehouse, Brewhouse, and Lodging Room, or Outhouse or

Schedule (B.) — *continued.*

Office uſed as ſuch, appertaining or belonging to any Dwelling Houſe, whether the ſame ſhall be contiguous to or disjoined from ſuch Dwelling Houſe, ſhall be deemed and taken to be Part of ſuch Dwelling Houſe; and all Windows or Lights therein ſhall be reckoned and included in the Number of Windows or Lights in reſpect of which ſuch Dwelling Houſe ſhall be charged with the Rate, Duty or Tax.

In all Caſes where there ſhall be an internal Communication between any Two or more Houſes adjoining each other, ſo as that the ſame ſhall be occupied by One Perſon, and his or her Family, Inmates or Lodgers, the ſaid Rates, Duties and Taxes ſhall be charged as if ſuch Houſes, with the Outhouſes, Offices and Edifices belonging or appertaining to each of them, were One Houſe.

When a Partition or Diviſion in any Window or Light between Two or more Windows or Lights fixed in any one Frame ſhall be of the Breadth or Space of Twelve Inches or more, the Window or Light on each Side of ſuch Partition or Diviſion ſhall be deemed as a diſtinct Window or Light, and ſhall be rated accordingly: Provided always, that every Window in a Frame, which is or ſhall be extended into a greater Number of Rooms, Apartments, Landings or Lobbies than One, ſhall be reckoned and charged for ſo many ſeparate Windows as there are Rooms, Apartments, Landings or Lobbies into which the ſame ſhall be extended.

Where any Dwelling Houſe has been or ſhall be divided into different Tenements, being diſtinct Properties, every ſuch Tenement ſhall be ſubject to the ſame Duties as if the ſame were One Houſe; which Duties ſhall be paid by the Occupiers of every ſuch Tenement reſpectively.

EXEMPTIONS and ABATEMENTS from the ſaid Rates and Duties.

His Majeſty's Caſtle of Dublin, and any Houſe within the Circuit thereof, and any Houſe or Tenement for the Reſidence of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or of the Chief Secretary to the Lord Lieutenant or other Chief Governor or Governors of Ireland, or of the Under Secretaries in his Office, and the College of the Holy and Undivided Trinity of Queen Elizabeth near Dublin.

Any Warehouſe being a diſtinct and ſeparate Building, and not a Part or Parcel of the Dwelling Houſe, nor occupied in part or in the whole as a Dwelling Houſe, but employed ſolely for the Purpoſe of lodging Goods, Wares or Merchandize, or for carrying on ſome Manufacture or Trade, although the ſame may adjoin to or have internal Communication with the Dwelling Houſe.

Any Window or Light in any Room uſed wholly for the Purpoſe of carrying on any Manufacture therein, and not having any internal Communication with a Dwelling Houſe, or any Part thereof, although ſuch Room ſhall adjoin to ſuch Dwelling Houſe, or be in other reſpects a Part thereof.

Any Dwelling Houſe which after the Twenty ſeventh Day of May One thouſand eight hundred and eight, and before the Twentieth Day of June One thouſand eight hundred and ſixteen, ſhall have been built on and held together with any Farm in Ireland, containing not leſs than Ten Acres Iriſh Plantation Meaſure, and in the whole of which

Schedule (B.) — *continued.*

which Dwelling Houſe, with every Outhouſe, Office or Edifice appertaining thereto, there ſhall not have been nor ſhall be more than Four Fire Hearths or Stoves or other Places for Firing, ſhall be exempted from any Duty in reſpect of Windows or Lights from the time when ſuch Dwelling Houſe ſhall have been firſt occupied, until the Fifth Day of January next after the End of Seven Years from the time of ſuch firſt Occupation: Provided, that ſuch Dwelling Houſe ſhall have been and ſhall be occupied together with ſuch Farm; and in caſe ſuch Houſe ſhall not be ſo occupied therewith, the ſaid Dwelling Houſe, with any Outhouſe, Office or Edifice appertaining thereto as aforeſaid, and the Occupier thereof, ſhall be chargeable with Rates, Duties and Taxes, in reſpect of Windows or Lights therein reſpectively, on and from the Sixth Day of January in the Year in which ſuch Dwelling Houſe ſhall ceaſe to be occupied with ſuch Farm, and from thenceforward ſhall not be entitled to any ſuch Exemption.

Any newly built Houſe or newly built Addition to a Houſe which ſhall not be uſed or inhabited, and where any newly built Houſe, or any newly built Addition to a Houſe, ſhall be uſed or inhabited in Part only, the Remainder thereof being unfit for Uſe or Habitation, ſuch Houſe ſhall be charged only in reſpect of the Windows or Lights in ſuch Parts thereof as ſhall be uſed or inhabited.

Any Houſe containing Eight Windows or upwards, the Whole or the greater Part of the Rooms of which ſhall be let to or occupied by Lodgers, and each Lodger not occupying more than One Room, and not being provided by the Perſon letting ſuch Lodging with Diet or other Accommodation, ſhall not be charged with any higher Duty than One Shilling for each Window or Light, provided that each Window and Light in the Room of every ſuch Lodger ſhall be ſo conſtructed as to open and ſhut, ſo that the ſame may ventilate the Apartment in which each ſuch Window ſhall be.

Any Hoſpital, Houſe provided for the Reception and Relief of poor Perſons, Charity School, Gaol, Priſon, Seſſions Houſe, Hall, Office or Public Building whatſoever in Ireland, ſhall not be charged in reſpect of Windows therein, otherwiſe than in manner hereinafter mentioned; that is to ſay, all the Dwelling Rooms or Apartments in any ſuch Public Building being occupied by any Officer, Maſter, Miſtreſs or Superintendant of or belonging to or employed in the ſame, or by any Servant of ſuch Officer or Perſon as aforeſaid; and the Officers or Perſons reſpectively by whom or by whoſe Servants ſuch Rooms or Apartments are or ſhall be inhabited, ſhall be chargeable with and liable to pay the ſaid Taxes as Occupiers of Houſes are by Law chargeable with and liable to pay the ſame.

Where any Window or Light in any Dwelling Houſe ſhall be occupied with or uſed for a Loom which ſhall be ſtanding at or under ſuch Window or Light, and really uſed in Weaving, no Duty ſhall be charged in reſpect of ſuch Window.

Any Dwelling Houſe wholly occupied during the whole of any Year on and from the Sixth Day of January in ſuch Year to the Fifth Day of January in the Year following, as a Boarding School for the Education of Children, and kept by a Perſon licenſed to keep a School by the Ordinary of the Dioceſe, or the Juſtices at Seſſions,

ſhall

Schedule (B.)—*continued.*

ſhall not be charged with any higher Rate than One Shilling for each Window or Light therein; provided that if the ſaid Rate of One Shilling for each Window ſhall have been paid in any Year, and that ſuch Houſe ſhall ceaſe to be ſo occupied and kept as aforeſaid within the Year for which ſuch Rate ſhall have been paid, Credit ſhall be given for the Sum ſo paid out of the Charge to which ſuch Houſe ſhall become liable in conſequence of ceaſing to be occupied and kept as above mentioned.

Every Houſe which ſhall be unoccupied from and after the Fifth Day of January in any Year until and at the time of making the Aſſeſſment, ſhall be inſerted and deſcribed as ſuch in the Aſſeſſment, with the Number of Windows or Lights therein, with the Out-houſes, Offices, and Edifices appertaining thereto as aforeſaid; and if ſuch Houſe ſhall continue wholly unoccupied during the whole of ſuch Year, it ſhall and may be lawful for the Commiſſioners of Inland Exciſe and Taxes, or any Three of them, upon due Proof of the Fact made to their Satisfaction, to diſcharge ſuch Houſe from the Window Taxes chargeable thereon for ſuch Year; and if any Perſon ſhall in the Courſe of ſuch Year come into the Occupation of any Houſe which ſhall be ſo inſerted and deſcribed in the Aſſeſſment made in reſpect of ſuch Houſe for ſuch Year, every ſuch Perſon ſhall cauſe a Notice thereof in Writing to be given to the Collector of Exciſe of the Diſtrict in which ſuch Houſe ſhall be ſituate, or other Officer in Charge of the Collection of ſuch Diſtrict within Twenty Days next after the time when ſuch Perſon ſhall firſt occupy ſuch Houſe; and every Perſon who ſhall neglect to give ſuch Notice within the time aforeſaid, ſhall be liable to be charged with and ſhall pay the Rates and Taxes for Windows or Lights with which ſuch Houſe ſhall be chargeable and charged and aſſeſſed for the whole Year in which the ſame became ſo occupied: Provided always, that if the Perſon who ſhall ſo occupy any ſuch Houſe ſhall give ſuch Notice, the ſaid Rates, Duties and Taxes ſhall be payable only from the time when ſuch Perſon ſhall firſt occupy ſuch Houſe, according to the Rates aforeſaid, proportioned to and eſtimated on the Period of ſuch Year remaining unexpired at the time of ſuch firſt Occupation; and when a Tenant of any Houſe ſhall after the Aſſeſſment of the ſame quit ſuch Houſe on the Determination of the Leaſe or Demiſe thereof, and Notice thereof in Writing ſhall within Twenty Days next after be given by ſuch Perſon, or by the Owner or Landlord of ſuch Houſe, to the Collector of Exciſe of the Diſtrict in which ſuch Houſe ſhall be ſituate, or other Officer in Charge of ſuch Collection, it ſhall and may be lawful for the ſaid Commiſſioners or any Three of them to diſcharge ſuch Houſe from or to repay a rateable Proportion of the ſaid Rates or Duties for the Remainder of ſuch Year, in caſe it ſhall appear to the ſaid Commiſſioners that ſuch Houſe ſhall have continued wholly unoccupied for and during the Remainder of ſuch Year.

If Proof ſhall be made in the manner herein directed to the Satisfaction of the Commiſſioners of Inland Exciſe and Taxes in Ireland, or any Three of them, that any Perſon or Number of Perſons in Partnerſhip together reſpectively occupy a Tenement or Building (although the ſame ſhall have been previouſly occupied as a Dwelling (Houſe

Schedule (B.) — *continued.*

Houſe) as a Houſe for the Purpoſes of Trade only, or as a Warehouſe for the ſole Purpoſe of lodging Goods, Wares or Merchandize therein, or as a Shop or Counting Houſe, no Perſon inhabiting or dwelling or abiding therein, except in the Day time only for the Purpoſe of ſuch Trade, ſuch Perſon, or each of ſuch Perſons in Partnerſhip reſpectively, reſiding in a ſeparate and diſtinct Dwelling Houſe, or Part of a Dwelling Houſe charged with the Duties on Windows or Lights, it ſhall be lawful for the ſaid Commiſſioners, according to the Proviſions hereafter ſpecified, to diſcharge the Aſſeſſment made in reſpect of ſuch Tenement or Building which ſhall be ſo uſed for the Purpoſe of Trade, or ſo employed as a Warehouſe for the ſole Purpoſe of lodging Goods, Wares or Merchandize therein, or as a Shop or Counting Houſe.

All ſuch Tenements or Buildings, whether employed wholly for the Purpoſes of Trade, or as Warehouſes for the ſole Purpoſe of lodging Goods, Wares or Merchandize therein, or as Shops or Counting Houſes, may be brought into Aſſeſſment as Dwelling Houſes; and every Perſon intending to be relieved from any ſuch Aſſeſſment ſhall give Notice thereof to ſome aſſeſſing Officer of the Diſtrict or Walk where any ſuch Tenement or Building ſhall be ſituate, and at the ſame time deliver a Declaration in Writing ſtating the Pariſh or Place where the Dwelling Houſe or Dwelling Houſes, or Part of a Dwelling Houſe uſed as the Reſidence of him, her or them, or his, her or their Family or Families, are reſpectively ſituate; and any aſſeſſing Officer of ſuch Walk or Diſtrict, who by means of ſuch Notice or otherwiſe ſhall have Information of ſuch Claim being made, ſhall from time to time and at all times in the Day time be admitted to inſpect and ſurvey the Tenement or Building deſcribed to be ſo employed for the Purpoſes of Trade, as well internally as externally, and ſhall inquire and examine into the Uſes and Purpoſes to which ſuch Tenement or Building is or has been employed; and if after any ſuch Claim made, or before or after Allowance thereof, it ſhall be diſcovered that the ſame Tenement or Building hath been employed for any other Uſe than for the Purpoſes of Trade, or as a Warehouſe for lodging Goods, Wares or Merchandize, or as a Shop or Counting Houſe, or that any Perſon doth inhabit or dwell therein, except as aforeſaid; then and in ſuch Caſe the ſaid Tenement or Building ſhall be aſſeſſed and charged as a Dwelling Houſe to the ſaid Rates, Duties and Taxes, in reſpect of the Windows or Lights therein, notwithſtanding ſuch Claim, or any thing herein contained to the contrary.

If the Owner or Occupier of any Mill or Place of Manufacture or Trade, or Warehouſe not being Part or Parcel of any Dwelling Houſe, nor occupied in part or in the whole as a Dwelling Houſe, but employed ſolely for the Purpoſe of lodging Goods, Wares and Merchandize, or for the Purpoſe of carrying on ſome Manufacture or Trade, ſhall be authorized by Licence ſigned by the Commiſſioners of Inland Exciſe and Taxes in Ireland, or any Three of them, upon Application made to them by ſuch Owner or Occupier, to appoint any One or more of the Servants of ſuch Owner or Occupier named in ſuch Licence to watch and guard the ſaid Mill or Place of Manufacture

Schedule (B.) — *continued.*

nufacture or Trade or Warehouſe in the Night time, in ſuch Caſe the abiding of ſuch licenſed Servant therein, for the Purpoſe of watching and guarding the ſame, ſhall not render the Owner or Occupiers thereof liable to any of the Duties on ſuch Mill or Place of Manufacture or Trade or Warehouſe, in reſpect of the Windows or Lights therein.

SCHEDULE (C.)

MALE SERVANTS.

A SCHEDULE of the Rates, Duties and Taxes payable annually for or in reſpect of every Male Servant retained or employed by any Perſon or Perſons.

NUMBER THEREOF.	Duty.		
	£.	s.	d.
In reſpect of 1 ſuch Servant - -	2	2	0
2 - - -	5	5	0
3 - - -	8	8	0
4 - - -	12	0	0
5 and upwards - -	15	15	0
And for each and every Servant exceeding the Number of Five, the further Sum of - -	4	4	0

RULES for charging the ſaid Duties.

The ſaid Duties ſhall be paid by the Perſon who ſhall retain or employ ſuch Male Servant or Servants, and ſhall be paid for every Male Servant who ſhall be retained or employed by any Perſon, at any time between the Fifth Day of January in any Year, and the Sixth Day of January in the Year following, in any of the following Capacities; that is to ſay, Maitre d'Hotel, Houſe Steward, Maſter of the Horſe, Groom of the Chamber, Valet de Chambre, Butler, Under Butler, Clerk of the Kitchen, Confectioner, Cook, Houſe Porter, Footman, Running Footman, Coachman, Groom, Poſtillion, Stable Boy or Helper in the Stables, Gardener, Park Keeper, Game Keeper, Huntſman or Whipper in, or by whatever Name or Names Male Servants, really acting in any of the ſaid Capacities, ſhall be called or known, or whether ſuch Male Servants ſhall have been or ſhall be retained or employed in one or more of the ſaid Capacities, or in any other Buſineſs, jointly with any one or more of the ſame; and for every Servant hired by the Year with any Carriage or Horſes, the Tax on ſuch Servant ſo hired ſhall be charged and chargeable on the Perſon who ſhall uſe ſuch Servant on Hire with any Carriage and Horſes as aforeſaid.

EXEMPTIONS from the ſaid Rates and Duties.

Any Servant who ſhall be really retained or employed ſolely for the Purpoſe of Huſbandry or Manufacture, or of any Trade or Calling by which the Maſter or Miſtreſs of ſuch Servant ſhall earn a Livelihood or Profit.

Any

Schedule (C.) *continued.*

Any Servant of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or of the College of the Holy and Undivided Trinity of Queen Elizabeth near Dublin, or any Servant of the Royal Hoſpital near Kilmainham, or of the Blue Coat Hoſpital or Lying in Hoſpital in Dublin, or of any Hoſpital or Charitable Inſtitution.

One Servant of any Officer ſerving in any Regiment of Horſe or Dragoons, under the Rank or not receiving the Pay of a Field Officer, provided ſuch Officer retains no more than one Servant; and any Servant of any Officer ſerving in any Regiment of Artillery, Infantry or Marines, or Corps of Engineers, ſuch Servant being actually a Soldier in the Regiment or Company to which ſuch Officer ſhall belong; and any Servant of any Officer in His Majeſty's Navy, under the Rank of a Maſter and Commander in actual Employment, ſuch Servant being borne upon the Books of the Ship to which ſuch Officer ſhall belong.

Any Boy apprenticed to ſerve for any Term not exceeding Seven Years, by the Foundling Hoſpital, the Incorporated Society for promoting Engliſh Proteſtant Schools in Ireland, the Hibernian School for Soldiers' Children, the Hibernian Marine Society or any Society or Charitable Inſtitution in Ireland for the Care and Education of Children, ſupported in the whole or in part by Public Money or Aſſeſſment.

SCHEDULE (D.)

CLERKS AND SHOPMEN.

A SCHEDULE of the Duties payable annually for any Male Perſon retained or employed in the ſeveral Capacities after mentioned:

	£.	s.	d.
For every Male Perſon employed by any Perſon in Trade, or exerciſing any Profeſſion whatever, as a Clerk or Book Keeper, or Office Keeper (except Apprentices, for or with whom no Sum, or no Sums higher than Twenty Pounds, has been paid or contracted for as a Fee or Reward), the yearly Sum of - - -	2	0	0
For every Male Perſon employed by any Perſon in Trade as a Shopman (except Apprentices as aforeſaid), for the Purpoſe of expoſing to Sale, or ſelling Goods, Wares or Merchandize in any Shop or Warehouſe, whether by Wholeſale or Retail, the yearly Sum of -	2	0	0

RULES for charging the ſaid Duties.

The ſaid Duties ſhall be paid by the Perſon or Perſons who ſhall retain or employ ſuch Male Perſon or Perſons, and ſhall be paid for every Perſon who ſhall be retained or employed in any of the ſaid Capacities, by any Perſon or Perſons, at any time between the Fifth Day of January in any Year, and the Sixth Day of January in the Year following.

SCHE-

SCHEDULE (E.)

CARRIAGES.

A SCHEDULE of the Duties payable annually for or in reſpect of all Carriages of any of the Deſcriptions after mentioned.

NUMBER OF CARRIAGES.	Amount of the Duty. £.	s.	d.
For Carriages with Four Wheels:			
For 1 ſuch Carriage the annual Sum of	10	0	0
2	22	0	0
3	33	0	0
4	45	0	0
5 and upwards	57	0	0
And for each and every ſuch Carriage exceeding the Number of Five, the further Sum of	12	0	0
And for every additional Body for the ſame Carriage, the further annual Sum of	5	5	0
For Carriages with leſs than Four Wheels:			
For every ſuch Carriage drawn by One Horſe, Mare, Gelding or Mule, and no more	5	5	0
And for every ſuch Carriage drawn by Two or more Horſes, Mares, Geldings or Mules	9	0	0
And for every additional Body for the ſame Carriage, the further Sum of	3	3	0
For every Car or Carriage fitted up for carrying Perſons, commonly known by the Name of a Jaunting Car, with not more than Two Wheels, and drawn only by One Horſe, Mare, Gelding or Mule	2	2	0

RULES for charging the ſaid Duties.

The ſaid Duties ſhall be reſpectively charged for every Coach, Berlin, Landau, Chariot, Calaſh, Chaiſe Marine, Chaiſe, Sociable or Caravan, or other Carriage of the like kind, with Four Wheels; and for every Calaſh, Chaiſe Marine, Chaiſe, Curricle, Chair or Jaunting Car, or Pleaſure Car, with leſs than Four Wheels, or other Carriages of the like kind; and for any Number of ſuch Carriages reſpectively, which any Perſon ſhall have or keep at any time, between the Fifth Day of January in any Year, and the Sixth Day of January in the Year next following; and which Rates, Duties and Taxes ſhall be reſpectively paid by the Perſon or Perſons having or keeping any ſuch Carriage.

Any Perſon who ſhall have in his or her Poſſeſſion, Care or Keeping, any Carriage whatever, chargeable with any Rate, Duty or Tax, the Rate, Duty or Tax on which ſhall not have been charged on or paid by the Owner of ſuch Carriage, ſhall and may be chargeable and charged with, and ſhall pay the Rate, Duty and Tax payable for ſuch Carriage, in the ſame manner as ſuch Owner is or ought to be charged or chargeable for the ſame; and it ſhall and may be lawful to collect and levy ſuch Rates, Duties and Taxes of and from

Schedule (E.)—*continued.*

every ſuch Perſon, in the ſame manner, and with the like Powers and Authorities, as it would be lawful to collect and levy ſuch Rates, Duties and Taxes, of and from the Owner of ſuch Carriage if the ſame was in the Poſſeſſion of ſuch Owner; and Proof of the Payment of the Rate, Duty or Tax for and in reſpect of ſuch Carriage by the Owner thereof, ſhall lie on the Perſon who ſhall keep or have the ſame in his or her Poſſeſſion; and the Perſon ſo paying the ſame for or on behalf of the Owner as aforeſaid, ſhall have a Lien on the ſaid Carriage for the Amount of the Sum which ſhall have been ſo paid for or on behalf of ſuch Owner.

EXEMPTIONS and ABATEMENTS from the ſaid Rates and Duties.

Stage Coaches, Hackney Coaches, and other Hackney Carriages, Coaches, Chaiſes and other Carriages kept for Hire by any Innkeeper or Perſon licenſed to let and letting out Horſes to travel Poſt by the Mile, or from Stage to Stage; and ſuch Carriage kept for no other Purpoſe but to be let for Hire to travel Poſt by the Mile, or from Stage to Stage, and having the Owner's Name legibly painted on the Outſide of the Door Pannel or Shafts of the ſame, as the Caſe may be.

Coaches, Chaiſes or other Carriages kept to be let for Hire, for and in reſpect whereof any Rate, Duty or Tax applicable to local Purpoſes in Ireland, ſhall have been impoſed by any Act or Acts of Parliament in force in Ireland; and which Rate, Duty or Tax ſhall be annually paid by the Owner.

Carriages kept for Sale by the Makers thereof, until the ſame ſhall have been ſold or uſed.

Any Perſon who is or ſhall be duly licenſed to carry on the Trade of a Coachmaker or Maker of Carriages, and any Perſon who is or ſhall be duly licenſed to carry on the Trade of ſelling Carriages by Auction or on Commiſſion, ſhall not be chargeable with the Rate, Duty or Tax for or in reſpect of any Carriage in the Cuſtody or Poſſeſſion of ſuch Coachmaker or Maker or Seller of Carriages reſpectively bonâ fide for Sale; nor ſhall the Owner or Proprietor of any ſuch Carriage be chargeable; provided that every ſuch Carriage ſhall have been actually delivered into the Manufactory of ſuch Coachmaker or Maker or Seller of Carriages on or before the Sixth Day of January in any Year for which ſuch Carriage would be otherwiſe chargeable, and ſhall have from thence continually remained there.

Whenever any Perſon who ſhall have paid the Duty or Tax on any Carriage kept by ſuch Perſon, ſhall part with ſuch Carriage in the Courſe of any Year, beginning on the Sixth Day of January, and ſhall in lieu thereof receive and keep any other Carriage of the like Kind or Deſcription, or any Carriage chargeable with a lower Rate, Duty or Tax than ſuch Perſon had paid for the Carriage parted with, ſhall not be chargeable with the Rate, Duty or Tax, in reſpect of ſuch ſecond Carriage ſo received in lieu of ſuch former one, for the Year ending the Fifth Day of January next after the receiving of ſuch Second Carriage.

When

Schedule (E.) — *continued.*

When any Perſon ſhall have paid the Rate, Duty or Tax on any Carriage kept by ſuch Perſon, and ſhall part with ſuch Carriage in the Courſe of any Year, beginning on the Sixth Day of January, and ſhall in lieu thereof receive and keep any Carriage chargeable with a higher Rate, Duty or Tax than ſuch Perſon had paid for the Carriage which ſuch Perſon had ſo parted with, every ſuch Perſon ſhall be allowed Credit for the Sum ſo paid out of the Rate, Duty or Tax chargeable in reſpect of ſuch Second Carriage ſo received in lieu of ſuch former one, for the Year ending the Fifth Day of January next after the receiving ſuch Second Carriage; provided that ſuch Perſon ſhall not at one and the ſame time have had or kept both the ſaid Carriages; and it ſhall and may be lawful for the Commiſſioners of Inland Exciſe and Taxes in Ireland, or any Three of them, after the Fifth Day of January One thouſand eight hundred and nineteen, and ſo in like manner after the Fifth Day of January in any ſubſequent Year, to make any Repayment of the Rates, Duties or Taxes which any Perſon ſhall have paid or ſhall pay in reſpect of any Carriage which ſuch Perſon had or ſhall have or keep in his or her Poſſeſſion in the Year ending the ſaid Fifth Day of January One thouſand eight hundred and nineteen, or in any ſubſequent Year ending the Fifth Day of January, upon Proof being made to the Satisfaction of the ſaid Commiſſioners that ſuch Carriage was not in any manner whatever uſed at any time or times in the Year ending the Fifth Day of January, in reſpect of which Year ſuch Repayment ſhall be claimed by ſuch Perſon; and every ſuch Repayment ſhall be made at the Diſcretion of the ſaid Commiſſioners, and in ſuch manner and under ſuch Conditions and Regulations as they or any Three of them ſhall direct or appoint.

SCHEDULE (F.)

A SCHEDULE of the Rates, Duties and Taxes on Carriages chargeable on and payable by the Makers and Sellers thereof.

	£.	s.	d.
For and upon every Carriage chargeable with any Rate, Duty or Tax, which any Coachmaker or Maker of Carriages ſhall make, build or conſtruct for Sale, and for every Carriage ſo chargeable which ſhall be ſold by any Perſon in Ireland, or on Commiſſion, the ſeveral and reſpective Sums following; that is to ſay,			
For every ſuch Carriage with Four Wheels, the Sum of - -	1	0	0
For every ſuch Carriage with leſs than Four Wheels, the Sum of	0	10	0

To be paid by the Coachmaker or Maker thereof reſpectively, Auctioneer or Perſon ſelling the ſame reſpectively, over and above all Duties on ſuch Sale.

SCHEDULE (G.)

HORSES.

A SCHEDULE of the Rates, Duties and Taxes payable annually for and in reſpect of all Horſes, Mares and Geldings kept by any Perſon or Perſons, for Riding, or for drawing any Carriage chargeable with Duty, at any time between the Fifth Day of January in any Year, and the Sixth Day of January in the Year following.

NUMBER OF HORSES.	Duty.		
	£.	s.	d.
For 1 ſuch Horſe, Mare or Gelding - - - -	2	2	0
2 - - - - - - -	6	6	0
3 - - - - - - -	9	9	0
4 - - - - - - -	16	16	0
5 and upwards - - - - -	21	0	0
And for each and every Horſe exceeding the Number of Five, the further Sum of - - - - - -	4	4	0

RULES for charging the ſaid DUTIES.

Any Perſon who ſhall have in his or her Poſſeſſion, Care or Keeping, any Horſe, Mare or Gelding whatſoever chargeable with any Rate, Duty or Tax, the Rates, Duties or Taxes on which ſhall not have been charged on or paid by the Owner of ſuch Horſe, Mare or Gelding, ſhall and may be chargeable and charged with, and ſhall pay the Rate, Duty and Tax payable for ſuch Horſe, Mare or Gelding, in the ſame manner as ſuch Owner is chargeable for the ſame; and it ſhall and may be lawful to collect and levy ſuch Rates, Duties and Taxes of and from every ſuch Perſon, in the ſame manner and with the like Powers and Authorities as it would be lawful to collect and levy ſuch Rates, Duties and Taxes of and from the Owner of ſuch Horſe, Mare or Gelding, if the ſame was in the Poſſeſſion of ſuch Owner; and Proof of the Payment of the Rate, Duty or Tax for and in reſpect of ſuch Horſe, Mare or Gelding, by the Owner thereof, ſhall lie on the Perſon who ſhall keep or have the ſame in his or her Poſſeſſion; and the Perſon ſo paying the ſame for or on behalf of the Owner as aforeſaid ſhall have a Lien on the ſaid Horſe, Mare or Gelding, for the Amount of the Sum which ſhall have been ſo paid for or on behalf of ſuch Owner.

EXEMPTIONS from the ſaid Rates and Duties.

Race Horſes charged in Schedule (H.)

Any Horſe, Mare or Gelding under Three Years old.

Any Horſe, Mare or Gelding uſed truly and without Fraud, for the Purpoſe of Huſbandry only, on Land occupied by the Owner of ſuch Horſe, Mare or Gelding, or for the Purpoſe of drawing any Waggon, Cart or Carriage not liable to Duty under this Act, or carrying Burthens in the Courſe of the Trade or Occupation of the Perſon or Perſons to whom ſuch Horſe, Mare or Gelding ſhall belong, although ſuch Horſe, Mare or Gelding ſhall be uſed for Riding on the Occaſion and in the manner hereinafter mentioned; that is to ſay, when returning from any Place to which any Load or Burthen ſhall have, by ſuch Horſe, Mare or Gelding, been drawn

or

Schedule (G.) — *continued.*

or carried, or when going to any Place from whence any Load or Burthen ſhall be to be brought back by any ſuch Horſe, Mare or Gelding, or for the Purpoſe of procuring Medical Aſſiſtance, or for the Purpoſe of going to and from Market, or to or from any Place of Public Worſhip, or to or from any Election of any Member to ſerve in Parliament, or to or from any Court of Juſtice; provided ſuch Horſe, Mare or Gelding ſhall not on any Occaſion be uſed for any other Purpoſe.

One Horſe, Mare or Gelding uſed by any Perſon occupying a Farm, and making a Livelihood ſolely thereby, or by any Eccleſiaſtical Perſon not poſſeſſed of an annual Income of One hundred Pounds or upwards, whether ariſing from any Eccleſiaſtical Preferment or otherwiſe, ſuch Perſons reſpectively not having or keeping any other Horſe, Mare or Gelding for Riding, or for drawing any Carriage chargeable with any Duty under this Act.

One Horſe, Mare or Gelding uſed by any Perſon enrolled or to be enrolled and ſerving in any troop of Yeomanry Cavalry in Ireland, who ſhall have attended on Horſeback One half at leaſt of the Number of Days appointed for him to exerciſe or to be on Duty in the Year, and who ſhall produce a Certificate from the Commanding Officer or Permanent Serjeant of ſuch Attendance.

SCHEDULE (H.)
RACE HORSES.

A SCHEDULE of the Rate, Duty and Tax payable annually for and in reſpect of Race Horſes kept by any Perſon at any time between the Fifth Day of January in any Year, and the Sixth Day of January in the Year following.

	£.	s.	d.
For every Horſe, Mare or Gelding bonâ fide kept for the Purpoſe only of racing or running for any Plate, Prize or Sum of Money, or other thing, or kept in training for any of the ſaid Purpoſes, whether in the Stable of the Proprietor or Proprietors, or of any other Perſon or Perſons - - - - -	2	17	6

Any Perſon who ſhall have in his Poſſeſſion, Care or Keeping, any ſuch Race Horſe, the Rate, Duty or Tax on which ſhall not have been charged or paid by the Owner of ſuch Race Horſe, ſhall and may be chargeable and charged with, and ſhall pay the Rate, Duty and Tax payable for ſuch Race Horſe, in the ſame manner as ſuch Owner is or ought to be charged or chargeable for the ſame; and it ſhall and may be lawful to collect and levy ſuch Rates, Duties and Taxes of and from every ſuch Perſon, in the ſame manner and with the like Powers and Authorities as it would be lawful to collect and levy ſuch Rates, Duties and Taxes of and from the Owner of ſuch Race Horſe, if the ſame was in the Poſſeſſion of ſuch Owner; and Proof of the Payment of the Rate, Duty or Tax, for and in reſpect of ſuch Race Horſe, by the Owner thereof, ſhall keep or have the ſame in his or her Poſſeſſion; and the Perſon ſo paying the ſame for or on behalf of the Owner as aforeſaid ſhall have a Lien on the ſaid Race Horſe for the Amount of the Sum that ſhall have been ſo paid by him or her.

SCHEDULE (I.)
DOGS.

A SCHEDULE of the Duties payable annually for or in reſpect of Dogs kept by any Perſon at any time between the Fifth Day of January in any Year, and the Sixth Day of January in the Year following.

	£.	s.	d.
For every Greyhound kept by any Perſon, whether the ſame be his or her Property, or the Property of any other Perſon or Perſons	1	0	0
For every Hound, Pointer or Setting Dog, Spaniel, Terrier or Lurcher, where only one ſuch Dog is kept - - -	0	11	6
For every Hound, Pointer, Setting Dog, Spaniel, Terrier or Lurcher, and for every other Dog where any Perſon ſhall keep Two or more Dogs, of what Deſcription or Denomination the ſame may be, except Greyhounds, whether the ſame may be the Property of him, her or them, or of any other Perſon or Perſons - -	0	14	0
For every Dog not being a Greyhound, Hound, Pointer, Setting Dog, Spaniel, Terrier or Lurcher, kept by any Perſon having one ſuch Dog and no more, whether the ſame be the Property of him, her or them, or the Property of any other Perſon or Perſons, the annual Sum of - - - - -	0	8	0

Any Perſon who ſhall have in his or her Poſſeſſion, Care or Keeping, any Dog whatever chargeable with the ſaid Rate, Duty or Tax, the Rate, Duty or Tax on which ſhall not have been charged on or paid by the Owner of ſuch Dog, ſhall and may be chargeable and charged with, and ſhall pay the Rate, Duty and Tax payable for ſuch Dog, in the ſame manner as ſuch Owner is or ought to be charged or chargeable for the ſame; and it ſhall and may be lawful to collect and levy ſuch Rates, Duties and Taxes of and from every ſuch Perſon, in the ſame manner and with the like Powers and Authorities as it would be lawful to collect and levy ſuch Rates, Duties and Taxes of and from the Owner of ſuch Dog, if the ſame was in the Poſſeſſion of ſuch Owner; and Proof of the Payment of the Rate, Duty or Tax for and in reſpect of ſuch Dog, by the Owner thereof, ſhall lie on the Perſon who ſhall keep or have the ſame in his or her Poſſeſſion; and the Perſon ſo paying the ſame for or on behalf of the Owner as aforeſaid ſhall have a Lien on the ſaid Dog for the Amount of the Sum that ſhall have been ſo paid for or on behalf of ſuch Owner.

EXEMPTIONS.

Any Dog or Whelp under the Age of Six Calendar Months.

All Dogs kept by any Perſon who ſhall, in reſpect of the ſeveral Dogs kept by ſuch Perſon in each Year, pay the full Sum of Twenty Pounds Britiſh Currency, by way of Compoſition, for all ſuch Dogs, before the twenty fourth Day of June in each Year.

Any Dog, not being a Hound, Greyhound, Pointer, Setting Dog, Spaniel, Terrier or Lurcher, kept by the Occupier of any Houſe not ſubject to any Tax with reſpect to Hearths or Windows, who ſhall keep one ſuch Dog, and no more.

CAP. LV.

An Act to continue, until the Fifth Day of *July* One thousand eight hundred and nineteen, Two Acts of the Fifty fourth Year of His present Majesty, for repealing the Duties of Customs on Madder imported into *Great Britain*, and for granting other Duties in lieu thereof. [1st *June* 1818.]

'WHEREAS an Act was passed in the Fifty fourth Year of His present Majesty's Reign, intituled *An Act for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof, to continue in force until the Fifth Day of* January *One thousand eight hundred and seventeen*: And Whereas another Act was passed in the same Session of Parliament, intituled *An Act to rectify a Mistake in an Act of the present Session of Parliament for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof*: And Whereas an Act was passed in the Fifty sixth Year of His present Majesty's Reign, intituled *An Act to continue, until the Twenty fifth Day of* March *One thousand eight hundred and eighteen, Two Acts of the Fifty fourth Year of His present Majesty, for repealing the Duties of Customs on Madder imported into* Great Britain, *and for granting other Duties in lieu thereof*; and which was continued by an Act of the present Session of Parliament until the Fifth Day of *July* One thousand eight hundred and eighteen: And Whereas it is expedient that the said first recited Act, as altered by the second recited Act, should be further continued;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said first recited Act, as amended by the said second recited Act, shall be further continued from the said Fifth Day of *July* One thousand eight hundred and eighteen, to the Fifth Day of *July* One thousand eight hundred and nineteen.

54 G. 3. c. 26.

54 G. 3. c. 27.

56 G. 3. c. 69.

First recited Act, as amended, continued.

CAP. LVI.

An Act to make perpetual an Act of the Forty sixth Year of His present Majesty, for granting an additional Bounty on the Exportation of the Silk Manufactures of *Great Britain*. [1st *June* 1818.]

'WHEREAS it is expedient that an Act made in the Forty sixth Year of His present Majesty's Reign, intituled *An Act for granting, during the Continuance of the present War, and until Six Months after the Ratification of a definitive Treaty of Peace, an additional Bounty on the Exportation of the Silk Manufactures of* Great Britain, which was continued by an Act of the last Session of Parliament until the Fifth Day of *July* One thousand eight hundred and eighteen, should be made perpetual;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act of the Forty sixth Year of His present Majesty's Reign shall be and the same is hereby made perpetual.

46 G. 3. c. 110.

made perpetual.

CAP. LVII.

An Act to amend an Act of the Fifty fifth Year of His present Majesty, for granting Duties of Excise in *Ireland* upon certain Licences, and for securing the Payment of such Duties and the regulating the issuing of such Licences.

[1st *June* 1818.]

55 G. 3. c. 19. § 1. 'WHEREAS in and by an Act made in the Fifty fifth Year of His present Majesty's Reign, intituled *An Act to grant certain Duties of Excise upon Licences for the Sale of Spirituous and other Liquors by Retail, and upon Licences to Persons dealing in Exciseable Commodities in* Ireland, *in lieu of the Stamp Duties payable upon such Licences, and to secure the Payment of such Excise Duties, and to regulate the issuing of such Licences, and to discourage the immoderate Use of Spirituous Liquors in* Ireland, the several Acts therein recited for regulating amongst other things Licences for the Sale of Spirituous and other Liquors by Retail in *Ireland* are repealed, save as therein mentioned, and also save and except such Clauses, Regulations and Provisions in the said several Acts or any of them as were in force immediately before the passing of the said recited Act of the Fifty fifth Year aforesaid, in any way relating to or concerning Persons licensed in *Ireland* as Grocers, with respect to their having or obtaining Licences to sell Spirituous or other Liquors by Retail, all which last mentioned Clauses, Regulations, and Provisions are, by the said recited Act of the Fifty fifth Year aforesaid, directed to be and continue in force as to such Grocers, and to be applied to such Grocers, with respect to the Duties and Regulations in the said recited Act contained, as if the same were repeated and re-enacted in the said Act: And Whereas by One of the said Acts in force in *Ireland* at the time of the passing of the said Act of the Fifty fifth Year aforesaid, that is to say, by an Act made in the Forty fifth Year of His present

45 G. 3. c. 50. § 19. Majesty's Reign, intituled *An Act for regulating Licences for the Sale of Spirituous Liquors, Wine, Beer, Ale and Cyder, by Retail, and for discouraging the immoderate Use of Spirituous Liquors in* Ireland, it is amongst other things enacted, that no Person exercising by himself, or any Person for his Use or Benefit, the Trade or Business of a Grocer, or who shall be licensed as a Grocer, or in whose House, or in any Building occupied by him or her, or any House or Building adjoining thereto, and which shall communicate with such House or Building, the Trade or Business of a Grocer shall be carried on, shall be capable of receiving a Licence to sell Spirituous Liquors, Wine, Beer, Ale or Cyder, by Retail: And Whereas by one other of the said Acts in force in *Ireland* at the time of the passing of the said Act of the Fifty fifth Year, that

47 G. 3. Sess. 2. c. 12. § 14. is to say, by an Act made in the Forty seventh Year of His Majesty's Reign, intituled *An Act to make further Regulations with respect to Licences for the Sale of Spirituous and other Liquors by Retail in* Ireland, it is amongst other things enacted and provided, that any Grocer or Person exercising the Trade or Business of a Grocer, who shall be licensed as a Grocer in any Place where the Duty to be paid for a Licence to sell Spirituous or other Liquors by Retail shall not be less than Twenty two Pounds,

' should

'shall be capable of being licenſed in ſuch Place to retail Spirituous Liquors, Wine, Beer, Ale, Porter, Cyder or Perry, or Metheglin or Mead; provided that it ſhould not be lawful for ſuch Grocer or Perſon aforeſaid, having a Licence for retailing Spirituous or other Liquors, to ſell any Spirituous Liquors in any Quantity leſs than Two reputed Quarts, nor to ſell any Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, to be conſumed in the Houſe, Outhouſe, Building, Hut, Tent or Place whatever, occupied by ſuch Grocer or Perſon aforeſaid: And Whereas by one other of the ſaid Acts in force in *Ireland* at the time of the paſſing of the ſaid Act of the Fifty fifth Year aforeſaid, that is to ſay, by an Act made in the Fifty third Year of His Majeſty's Reign, intituled *An Act to amend the ſeveral Acts for regulating Licences for the Sale of Spirituous Liquors, Wine, Beer, Ale and Cyder, by Retail in* Ireland, it is amongſt other things enacted, that whenever any ſuch Licence to retail Spirituous Liquors ſhould be required by ſuch Grocer or other Perſon, it ſhould be lawful to grant ſuch Licence to ſuch Grocer, in Places where the Duty on ſuch Licences is Forty Pounds, upon Payment by ſuch Grocer or Perſon of the Sum of Thirty Pounds only; and in Places where the Duty on ſuch Licences is Thirty three Pounds, upon Payment by ſuch Grocer or other Perſon of the Sum of Twenty five Pounds only; and in Places where the Duty on ſuch Licences is Twenty two Pounds, upon Payment by ſuch Grocer or other Perſon of the Sum of Seventeen Pounds only: And Whereas it is expedient that the ſaid Regulations and Proviſions in the ſaid recited Acts of the Forty fifth, Forty ſeventh and Fifty third Years, relating to Grocers, ſhould be repealed;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Fifth Day of *January* One thouſand eight hundred and nineteen, the ſaid hereinbefore recited Regulations and Proviſions in the ſaid recited Acts of the Forty fifth, Forty ſeventh and Fifty third Years aforeſaid, ſhall be and the ſame are hereby repealed.

53 G. 3. c. 137. § 4.

45 G. 3. c. 50. 47 G. 3. Seſſ. 2. c. 12. and 53 G. 3. c. 137. relating to Grocers, repealed.

II. And be it further enacted, That from and after the paſſing of this Act, any Grocer or Perſon who ſhall be licenſed as a Grocer, ſhall be capable of being licenſed in any Place in *Ireland* to ſell Spirituous and other Liquors by Retail; and that it ſhall and may be lawful for every ſuch Grocer ſo licenſed, who ſhall pay the full Rate or Amount of Duty payable by any Perſon on ſuch Licence for ſelling Spirituous or other Liquors by Retail, under the ſaid recited Act of the Fifty fifth Year aforeſaid, to ſell Spirituous Liquors in any Quantity leſs than Two reputed Quarts, any thing in any Act or Acts to the contrary notwithſtanding: Provided always, that it ſhall not be lawful for any ſuch Grocer ſo licenſed, nor ſhall any ſuch Licence authorize any ſuch Grocer to ſell any Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, to be conſumed in any Houſe, Outhouſe, Building, Hut, Tent or Place whatever, occupied by ſuch Grocer; and if any ſuch licenſed Grocer ſhall ſell any ſuch Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, to be conſumed in any Houſe, Outhouſe or Building, Hut, Tent or Place

Licenſed Grocers may be licenſed to ſell Spirits by Retail, but not to be conſumed in their Houſes.

Place whatever, occupied by such Grocer, contrary to this Act, such Grocer shall for every such Offence forfeit and pay the Sum of Ten Pounds.

Penalty 10l.

Duty not to be less than what is payable under the Schedule of recited Act 55 G. 3. c. 19.

III. And be it further enacted, That from and after the passing of this Act it shall not be lawful for any Grocer to be licensed to sell Spirituous or other Liquors by Retail, upon Payment of any less Duty than is payable under the Schedule to the said recited Act of the Fifty fifth Year aforesaid annexed, upon Licences to sell Spirituous and other Liquors by Retail in the Place for which such Licence shall be granted: Provided always, that if any Grocer who shall have any Licence to sell Spirituous Liquors by Retail in force at the time of the passing of this Act, and who, under the Provisions of the said recited Acts hereby repealed, or any of them, shall have paid, on the taking out of such Licence, any Sum of Money less than the full Duty specified in the said Schedule, shall, at any time after the passing of this Act, pay such additional Sum as shall make the whole Duty paid by such Person amount to the full Duty payable on such Licence under the said recited Act of the Fifty fifth Year aforesaid, and the Schedule thereto annexed, together with the further Sum of One Shilling in the Pound on the Amount of such additional Sum, every such Grocer who shall make such Payment, but not otherwise, shall be authorized, during the time such Licence shall continue in force, to sell Spirituous Liquors in any Quantity less than Two reputed Quarts, any thing in any Act or Acts to the contrary notwithstanding; and if any Grocer so having any Licence for the retailing of Spirituous Liquors in force at the time of the passing of this Act, but who shall not pay such further Duty or Sum aforesaid, shall sell any Spirituous Liquors in any less Quantity than Two reputed Quarts, every such Grocer shall for every such Offence forfeit the Sum of Ten Pounds.

Grocers having Licences to pay such additional Sum as may be necessary to make up the whole Duty payable under such Schedule, &c. and the further Sum of 1s. in the Pound on the Amount thereof.

Penalty 10l.

Officer may enter Premises, in the Day time, and demand a View of Licence, and report if no licence produced.

IV. And be it further enacted, That it shall and may be lawful for any Officer of Excise to enter in the Day time into any House, Shop, Storehouse, Workhouse, Manufactory, or other Place, of any Person or Persons who shall deal in, retail, make, sell or keep, or expose for Sale, any of the respective Articles or things, or exercise or carry on any Trade, Occupation or Calling, for the exercising or carrying on of which a Licence is by Law required, and to demand the View of the proper Licence to such Person; and if a proper Licence in force shall not be produced, such Officer shall report the same to the Collector of Excise of the District or other Officer in Charge of the Collection of such District; and thereupon, and if such Person shall not have applied for and obtained such Licence when such Demand shall have been made, it shall and may be lawful to and for such Collector or other Officer so in Charge as aforesaid, to issue his Warrant under his Hand and Seal to empower any Person or Persons to take and distrain all Goods and Chattels found in such House, Shop, Storehouse, Workhouse, Manufactory or other Place belonging to such Person, and to cause the same to be sold by Public Auction, giving Six Days' previous Notice thereof, (unless the same shall be redeemed before such Sale shall have taken place,) by Payment as hereinafter mentioned, save as to the Costs of the Sale; and if after Payment of the full Amount of the Duty payable on such Licence, together with the Sum of One Shilling in the Pound thereon, and the Costs and Expences of such taking, distraining and

Distress for Amount of Licence Duty, &c.

Sale thereof, there ſhall be any Surplus of the Produce ariſing from the Sale thereof, ſuch Surplus ſhall be forthwith tendered and paid to ſuch Perſon or his Repreſentatives, and thereupon the Collector or other Officer aforeſaid ſhall, if the Party againſt whom ſuch Warrant ſhall have been iſſued, deſire the ſame, and ſhall be duly entitled thereto, grant him a Licence for carrying on ſuch Trade without further Requeſt. And thereupon Licence may be granted.

V. And be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend in any manner to repeal or affect any of the Clauſes, Authorities, Rules, Regulations, Proviſions, Matters or things contained in any Act or Acts of Parliament in force at the time of the Commencement of this Act, relating to or in reſpect of any Licences granted under the Authority of the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, except where the ſame is or are expreſsly repealed by this Act; and that, except as aforeſaid, all ſuch Clauſes, Authorities, Rules, Regulations, Proviſions, Matters and things ſhall be and remain in full Force and Effect, to all Intents and Purpoſes, as if this Act had not been made, and ſhall be applied in the Execution of this Act as fully and effectually as if the ſame were repeated and re-enacted in this Act, and that the ſaid Acts and this Act ſhall be conſtrued together as one Act, ſo far as the ſame are compatible and conſiſtent with each other. Proviſo for other Acts, except where hereby altered.

VI. And be it further enacted, That all and every the Fines, Penalties and Forfeitures inflicted by this Act, ſhall be paid and recovered in *Britiſh* Currency, and ſhall and may be ſued for and recovered, levied and applied, in ſuch manner and Form, and by ſuch Ways and Means, and with ſuch Powers and Authorities, as are preſcribed, directed and appointed in and by an Act of Parliament made in *Ireland*, in the Fourteenth and Fifteenth Years of the Reign of His late Majeſty King *Charles* the Second, intituled *An Act for the ſettling of the Exciſe or new Impoſt upon His Majeſty, His Heirs and Succeſſors, according to the Book of Rates therein inſerted*, or in and by an Act made in the Forty ſixth Year of His preſent Majeſty's Reign, intituled *An Act to provide for the better Execution of the ſeveral Acts relating to the Revenues, Matters and things under the Management of the Commiſſioners of Cuſtoms and Port Duties, and of the Commiſſioners of Inland Exciſe, and Taxes, in* Ireland, or in and by any other Act or Acts in force in *Ireland* relating to His Majeſty's Revenue of Exciſe, as fully and effectually, to all Intents and Purpoſes, as if the ſame were particularly mentioned and expreſſed and re-enacted in this Act, with like Remedy of Appeal to and for the Party or Parties who ſhall think him, her or themſelves aggrieved or injured, as in and by the ſaid Acts, or any Act or Acts in force in *Ireland* relating to His Majeſty's Revenue of Exciſe, is provided. Recovery and Application of Penalties. Iriſh Act, 14 & 15 C. 2. 46 G. 3. c. 106. Appeal.

CAP.

CAP. LVIII.

An Act to defray the Charge of the Pay, Clothing and Contingent Expences of the Disembodied Militia in *Great Britain*; and for granting Allowances in certain Cases to Subaltern Officers, Adjutants, Quartermasters, Surgeons, Surgeons' Mates, and Serjeant Majors of Militia, until the Twenty fifth Day of *March* One thousand eight hundred and nineteen. [1st *June* 1818.]

[*This Act is the same as* 57 G. 3. c. 102, *except as to Dates, as to the Sections that are here retained, and as to the Title.*]

Paymaster allowed disembodied Pay.

II. Provided always and be it further enacted, That any Paymaster of disembodied Militia, being on Naval or Military Half Pay, or being entitled to any Allowance as having served in any of His Majesty's Regular Forces, or Navy or Marines, shall and may and he is hereby empowered to receive and take the aforesaid Rates of disembodied Pay, (*videlicet*) Six Shillings, Five Shillings or Four Shillings *per Diem*, as the case may be, and the receiving and taking such Rates of disembodied Pay as aforesaid shall not prevent such Paymaster on Half Pay, or being entitled to any such Allowance, from receiving his Half Pay or such Allowance, and such Paymaster shall take the following Oath before some Justice of the Peace, who is hereby empowered to administer the same.

Oath.

'I *A. B.* do swear I had not between the
' and the any Place or Employment
' of Profit, Civil or Military, under His Majesty, besides my Allow-
' ance of Half Pay as a reduced in His Majesty's
' Navy (*or* in the Marines, *or* in late Regiment of
') *or* Allowance as in
' late Troop of Horse Guards, *or* (Regiment of
' Horse reduced), save and except my disembodied Pay (of Six
' Shillings, Five Shillings, or Four Shillings, *as the case may be*,)
' as Paymaster of the Militia.'

And the taking the said Oath shall be sufficient to entitle such Paymaster to receive his Half Pay or the said Allowance without taking any other Oath; any Law, Usage or Custom to the contrary notwithstanding.

Residence of certain Officers to be where Arms of the Corps are kept.

III. And be it further enacted, That every Adjutant, Paymaster, Surgeon, Quartermaster, Non Commissioned Officer and Drummer of Regular Militia, when disembodied, shall be constantly resident within the City, Town or Place where the Arms of the Corps to which such Officers belong are kept, or within such reasonable Distance of the Depôt as shall be sanctioned by the Secretary at War: Provided always, that every such Adjutant, Paymaster, Surgeon, Quartermaster, Non Commissioned Officer or Drummer, shall forfeit his Pay for any Period during which he shall be absent, except when absent by Leave from the Colonel or Commandant of the Regiment, Battalion or Corps, which Leave shall not extend beyond Three Calendar Months in One Year, except in case of certified Sickness, nor to a greater Proportion than One third of the Non Commissioned Officers and Drummers at the same time, or beyond such Period of Three Months, except in case of Sickness.

IX. And

IX. And be it further enacted, That the Subaltern Officers and Surgeons' Mates of the Militia who shall claim under the Authority of this Act to receive any Part of the said Allowances, shall previous to receiving the same, and in order to entitle themselves thereto, take and subscribe an Oath before some one of His Majesty's Justices of the Peace in the United Kingdom, in the Words or to the Effect following; (*videlicet*,)

The following Oath to be taken to entitle to such Allowances.

'I *A. B.* do swear, That I belonged to the of Militia when the same was disembodied, and that I have continued to serve therein from that time until the Day of inclusive, as a Lieutenant, Ensign or Surgeon's Mate (*as the case may be*); and that I was not in my own Right or in Right of my Wife, during the said Period, in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements or Hereditaments of such an annual Value above Reprizes as would qualify me to hold a Commission of Captain of a Company in the Militia; that I have not during the above Period held the Appointment of Adjutant, Surgeon, Paymaster or Quartermaster in any Regiment, Battalion or Corps of Militia; that I did not hold or enjoy, nor did any Person for me hold or enjoy, during the said Period, any Office or Income whatsoever from the Public, or from any other Government, except my Half Pay as a of the Army, Navy, Marines, or of a Provisional Battalion formed from the Militia (*as the case may be*). So help me GOD.'

Which Oath so taken and subscribed shall be produced to the Paymaster of the Regiment of Militia by the Subaltern Officer or Surgeon's Mate claiming the Allowance.

XXIII. And be it further enacted, That every reduced Adjutant entitled to any Allowance under the said Act of the Thirty ninth and Fortieth Year aforesaid, or any subsequent Acts continuing such Allowance, or this Act, may receive and take such Allowance together with any Full Pay, Half Pay or Allowance which was tenable together with such reduced Allowance under the Provisions of an Act passed in the Twenty sixth Year of the Reign of His present Majesty, intituled *An Act for amending and reducing into one Act of Parliament the Laws relating to the Militia in that Part of* Great Britain *called* England, or under the Provisions of the aforesaid Acts of the Thirty ninth and Fortieth Years of the Reign of His present Majesty: Provided always, that no such reduced Adjutant shall be entitled to receive any Allowance under this Act during the time he shall hold any Place or Employment of Profit, Civil or Military, under His Majesty, other than such as aforesaid.

Reduced Adjutants may take such Allowance with any Pay or other Allowance to which they may be entitled. 26 G. 3. c. 107.

CAP. LIX.

An Act for defraying, until the Twenty fifth Day of *June* One thousand eight hundred and nineteen, the Charge of the Pay and Clothing of the Militia of *Ireland*; and for making Allowances in certain Cases to Subaltern Officers of the said Militia during Peace. [1st *June* 1818.]

[*This Act is the same as* 57 G. 3. c. 103. *except as to Dates.*]

CAP.

CAP. LX.

An Act to continue, until Three Months after the ceasing of any Restriction imposed on the Bank of *England* from issuing Cash in Payment, the several Acts for confirming and continuing the Restrictions on Payments in Cash by the Bank of *Ireland*. [1st *June* 1818.]

Irish Act, 37 G. 3.

'WHEREAS by an Act made in the Parliament of *Ireland* in the Thirty seventh Year of the Reign of His present Majesty, intituled *An Act for confirming and continuing for a limited time the Restrictions contained in the Minute of Council of the Second Day of* March *One thousand seven hundred and ninety seven, on Payments in Cash by the Bank*, it is amongst other things enacted, that it shall not be lawful for the Governor and Company of the Bank of *Ireland* to issue any Cash in Payment of any Debt or Demand whatever, except according to the Provision therein contained; and that the said Act shall be in force and have Continuance until Three Months after the Restriction imposed by an Act of the Parliament of *Great Britain* on the Governor and Company of the Bank of *England*, from issuing Cash in Payment, shall cease, unless the Lord Lieutenant and Privy Council of *Ireland* should by an Order of Council direct that the said Restriction on the Governor and Company of the Bank of *Ireland* should sooner cease: And

43 G. 3. c. 44.

Whereas by an Act passed in the Parliament of the United Kingdom, in the Forty third Year of His present Majesty's Reign, the said recited Act of the Parliament of *Ireland* was amended and further continued; and by Four Acts, made in the Forty fourth, Fifty fourth, Fifty fifth and Fifty sixth Years of His present Majesty's Reign, both the said recited Acts of the Thirty seventh and Forty third Years aforesaid were further continued: And Whereas it is expedient to continue for a further time the said recited Acts of the Thirty seventh and Forty third Years aforesaid:' May it therefore please Your Majesty that it may be enacted; and be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts of the Thirty seventh and Forty third Years of His present Majesty's Reign shall have Continuance until the Expiration of Three Calendar Months next after any Restriction imposed or to be imposed by any Act made or to be made in this present Session of Parliament on the Governor and Company of the Bank of *England*, from issuing Cash in Payments, shall cease, unless the Lord Lieutenant or other Chief Governor or Governors and the Privy Council of *Ireland* shall by an Order in Council direct that the said Restriction on the Governor and Company of the Bank of *Ireland* shall sooner cease.

further continued.

CAP. LXI.

An Act for the better Accommodation of His Majesty's Packets within the Harbour on the North Side of the Hill of *Howth*, and for the better Regulation of the Shipping therein. [1st *June* 1818.]

'WHEREAS the Harbour on the North Side of the Hill of *Howth*, near *Dublin*, has been improved and nearly completed at the Public Expence, chiefly for the Accommodation and safe lying of His Majesty's Packets: And Whereas great Inconvenience may arise from the occasional crowded State of the Harbour, and the Want of Regulation in mooring the Vessels therein:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, from time to time to appoint a Person to act as Harbour Master within the said Harbour, and to remove any Harbour Master so appointed, and to appoint another in his Room or Stead, with such Salary or Allowance as to the said Lord Lieutenant or other Chief Governor or Governors shall seem fitting and expedient, to be paid in like manner as the Salaries of any Officers appointed by the Commissioners for carrying into Execution an Act of the Fiftieth Year of His present Majesty's Reign, for improving and completing the said Harbour, and rendering it a fit Situation for His Majesty's Packets.

Lord Lieutenant empowered to appoint Harbour Master for Howth Harbour.

50 G. 3. c. 72.

II. And be it further enacted, That every such Harbour Master shall have full Power and Authority to direct the mooring, unmooring, moving and removing of all Ships or other Vessels coming into, or lying, or being in the said Harbour or any Part thereof, or any Place being within the Distance of Five hundred Yards of the Entrance or Mouth of the said Harbour, and to appoint and regulate the time or times and the manner of their Entrance into, lying in, or going out of or from such Harbour, save and except in stormy or tempestuous Weather, and to regulate and determine the Position of such Ships and other Vessels; and in case any Owner, Master or other Person having the Charge or Command of any such Ship or other Vessel, shall refuse or neglect to moor, unmoor, place, move or remove his Ship or Vessel according to such Direction, immediately when Notice to him or them shall be given, or left with any Person or Persons on board of such Ship or Vessel for that Purpose, every such Owner, Master or other Person shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds; and it shall and may be lawful to and for the said Harbour Master and his Assistants, and he or his Assistants are hereby required, to moor, unmoor, place, move or remove such Ship and Vessel accordingly; and in case any Master, Commander, Mate, Pilot or other Person or Persons taking Charge or Command of any Ship or other Vessel, or any other Person or Persons whosoever, shall obstruct or hinder the mooring, unmooring, placing, moving or removing of any Ship or other Vessel lying or being in the said Harbour, or being within the Distance of Five hundred Yards of the Entrance or Mouth of the said Harbour, then and in every such case such Person

Power of Harbour Master.

Refusing &c. to moor, &c. according to Direction of Harbour Master.

Penalty.

Obstructing mooring, &c.

or

or Perſons ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Twenty Pounds.

Penalty.

Commiſſioners under 50 G. 3. c. 72. may ſell Lands veſted in them not neceſſary for Purpoſes of Act, with Conſent of Lord Lieutenant.

III. And be it further enacted, That it ſhall and may be lawful for the Commiſſioners appointed for the Execution of the Act of the Fiftieth Year of His preſent Majeſty's Reign, for improving and completing the ſaid Harbour, with the Conſent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to ſell or demiſe any Part of any Land or Ground veſted in the ſaid Commiſſioners, and which ſhall not be required for the Purpoſes of the ſaid Act, to any Perſon or Perſons willing to purchaſe the ſame, or to take the ſame on Leaſe, for the Purpoſe of erecting thereon any Houſe or Houſes for the Reſidence of the ſaid Harbour Maſter, or of any Officers of Cuſtoms or Exciſe ſtationed at the ſaid Harbour, or for ſuch other Purpoſe relative to the ſaid Harbour as ſuch Lord Lieutenant or other Chief Governor or Governors ſhall from time to time authorize, direct or appoint.

Recovery of Penalties.

IV. And be it further enacted, That all Penalties to be incurred under this Act ſhall be recovered in a ſummary manner, before any One of His Majeſty's Juſtices of the Peace for the County of *Dublin*, by Diſtreſs and Sale of the Offender's Goods and Chattels; and in caſe no ſufficient Diſtreſs can be had, it ſhall and may be lawful for ſuch Juſtice of the Peace to commit the Perſon or Perſons ſo offending to the Common Gaol or Houſe of Correction of the ſaid County, for any time not exceeding Six Calendar Months, or until ſuch Fine ſhall be paid.

CAP. LXII.

An Act to continue, until the Firſt Day of *Auguſt* One thouſand eight hundred and nineteen, Two Acts of His preſent Majeſty, allowing the bringing of Coals, Culm and Cinders to *London* and *Weſtminſter*. [1ſt *June* 1818.]

50 G. 3. c. 110.

'WHEREAS an Act was paſſed in the Fiftieth Year of the Reign of His preſent Majeſty, intituled *An Act to allow, until the Firſt Day of* Auguſt *One thouſand eight hundred and eleven, the bringing of Coals, Culm and Cinders to* London *and* Weſtminſter *by Inland Navigation*, which was continued by ſeveral ſubſequent Acts until the Firſt Day of *Auguſt* One thouſand eight hundred and eighteen, and it is expedient that the Act ſhould be further continued;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act ſhall be and the ſame is hereby further continued, from the Firſt Day of *Auguſt* One thouſand eight hundred and eighteen, until the Firſt Day of *Auguſt* One thouſand eight hundred and nineteen.

further continued.

45 G. 3. c. 128.

'II. And Whereas by an Act paſſed in the Forty fifth Year of the Reign of His preſent Majeſty, intituled *An Act for allowing, under certain Reſtrictions, until the Firſt Day of* Auguſt *One thouſand eight hundred and ſix, the bringing a limited Quantity of Coals, Culm or Cinders* to London *and* Weſtminſter *by Inland Navigation*, certain Duties were impoſed on all Coals, Culm or Cinders brought along the *Grand Junction* or *Paddington* Canals nearer to *London* than the Stone or Poſt thereby required to be erected and maintained,

'maintained, on or near to the Towing Path of the ſaid *Grand* '*Junction* Canal, at or near the North Eaſt Point of *Grove Park*, 'and contiguous to the Wharf then in the Poſſeſſion and Occupation 'of the Earl of *Clarendon*: And Whereas the Amount of the ſaid 'Duties was altered by three Acts of the Forty ſixth, Forty ſeventh 'and Forty eighth Years of the Reign of His preſent Majeſty: 'And Whereas by Schedule A. annexed to an Act paſſed in the 'Forty ninth Year of the Reign of His preſent Majeſty, intituled 49 G. 3. c. 98.
'*An Act for repealing the ſeveral Duties of Cuſtoms chargeable in* 'Great Britain, *and for granting other Duties in lieu thereof*, other 'Duties are impoſed in lieu thereof upon the ſaid limited Quantity 'of Coals, Culm and Cinders, under the Conditions, Regulations 'and Reſtrictions of the ſaid firſt recited Act: And Whereas the 'ſaid recited Acts were further continued by ſeveral ſubſequent Acts 'until the Firſt day of *Auguſt* One thouſand eight hundred and 'eighteen: And Whereas it is expedient that the ſaid Acts ſhould 'be further continued;' Be it therefore enacted, That the ſaid firſt recited Act of the Forty fifth Year of the Reign of His preſent Majeſty, ſo far as the ſame relates to the Conditions, Regulations and Reſtrictions under which the ſaid limited Quantity of Coals, Culm and Cinders may be brought within One Year by the ſaid *Grand Junction* and *Paddington* Canals nearer to *London* than the ſaid Stone or Poſt, and the ſaid recited Act of the Forty ninth Year of His preſent Majeſty regarding the Amount of the Duties chargeable thereon and the Appropriation thereof, ſhall be and the ſame are hereby further continued until the Firſt Day of *Auguſt* One thouſand eight hundred and nineteen.

45 G. 3. c. 128. as to Coals brought by Canal, and 49 G. 3. c. 98. reſpecting Duty, continued.

CAP. LXIII.

An Act to revive and continue, until the Twenty fifth Day of *March* One thouſand eight hundred and nineteen, an Act made in the Forty ninth Year of His preſent Majeſty, to permit the Importation of Tobacco from any Place whatever.

[3d *June* 1818.]

'WHEREAS the Law hereinafter mentioned has by Expe- 'rience been found uſeful and beneficial, and it is expedient 'that the ſame ſhould be revived and further continued;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That an Act made in the Forty ninth Year of the Reign of His preſent Majeſty, intituled *An Act to permit, until the Twenty fifth Day of* March *One thouſand eight hundred and eleven, the Importation of Tobacco into* Great Britain *from any Place whatever*, and which ſaid Act was by ſeveral ſubſequent Acts continued until the Twenty-fifth Day of *March* One thouſand eight hundred and ſeventeen, ſhall be and the ſame is hereby revived and further continued, from the ſaid Twenty fifth Day of *March* One thouſand eight hundred and ſeventeen, until the Twenty fifth Day of *March* One thouſand eight hundred and nineteen.

49 G. 3. c. 25. continued.

CAP. LXIV.

An Act to make further Regulations respecting the Payment of Navy Prize Money, and to authorize the Governors of *Greenwich* Hospital to pay over certain Shares of Prize Money due to *Russian* Seamen to His Excellency the *Russian* Ambassador. [3d *June* 1818.]

54 G. 3. c. 93.

'WHEREAS an Act passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act for regulating the Payment of Navy Prize Money, and the Transmission of Accounts, and Payment of Balances to* Greenwich *Hospital:* And Whereas it is expedient that Navy Prize Agents should, during the Three Months in which they are by the Laws now in force directed to distribute Navy Prize or Bounty Money, Grants or other Allowances of Money to Officers, Non Commissioned Officers, Seamen and Marines, pay the Shares of such Non Commissioned Officers, Seamen and Marines, upon their personal Application only; and that the Payment upon Orders and written Authorities should be confined to the Treasurer and Clerk of the Check of the Royal Hospital for Seamen at *Greenwich:* And Whereas it is also expedient to make further Provisions respecting Navy Prize Money:' Be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, so much of the said Act of the Fifty fourth Year of His present Majesty as directs or authorizes the Payment by any Navy Prize Agent of any Prize or Bounty Money, Grants or other Allowances of Money, upon Orders made by Non Commissioned Officers, Seamen and Marines, shall be and is hereby repealed.

§ 45. § 46.

repealed.

Payment of Prize Money on Orders confined to Treasurer and Clerk of the Cheque of Greenwich Hospital.

II. And be it further enacted, That from and after the passing of this Act, the Payment of Prize Money upon Orders shall be confined to the Treasurer and Clerk of the Check of *Greenwich* Hospital, and that no Agent or Agents appointed for the Distribution of any Navy Prize or Bounty Money, Grant or other Allowances of Money, whether arising from or given in consequence of conjunct Expeditions or Services by the Navy only, shall pay any Share or Shares of the Non Commissioned Officers, Seamen or Marines, or Supernumeraries, entitled thereto, upon any Order or Letter of Attorney, or other written Power or Authority whatsoever, but shall pay the same to the said Non Commissioned Officers, Seamen, Marines and Supernumeraries, upon their respective personal Applications only, upon pain of forfeiting, for every Payment made otherwise than as above directed, the Sum of Fifty Pounds, to be recovered by and in the Name of the Treasurer of the said Royal Hospital.

Agents to pay only on personal Application.

Penalty 50*l.*

Orders made by Non Commissioned Officers, &c. to be in Form set forth in Schedule A. with the Certificate marked B.

III. And be it further enacted, That from and after the passing of this Act, all Orders made by Non Commissioned Officers, Seamen and Marines, and others entitled to Prize or Bounty Money, Grants or other Allowances of Money in the Nature thereof, shall be in the Form or to the Effect set forth in the Schedule to this Act annexed marked (A.), and shall contain in the Body of such Orders an exact Account of the Money and Goods advanced by the Person

in

in whoſe Favour ſuch Order is made, to the Perſon making the ſame; and a Certificate ſhall be printed upon every Paper containing ſuch Order according to the Form or to the Effect ſet forth in the Schedule to this Act annexed marked (B.), and ſhall be duly filled up and atteſted as directed at the Foot of the ſaid Schedule; and the Treaſurer and Clerk of the Check of the ſaid Hoſpital ſhall pay upon every ſuch Order, out of the Money belonging to the Perſon making the ſame, ſo much as ſhall appear to be due to the Payee named therein, with legal Intereſt thereon and no more.

Orders to bear Date the Day they are executed.

IV. And be it further enacted, That if any Perſon or Perſons ſhall knowingly inſert or cauſe to be inſerted in any Order for the Payment of Prize Money, Bounty Money, Grants or other Allowances of Money, payable by the Commiſſioners and Governors of the Royal Hoſpital for Seamen at *Greenwich*, or by their Treaſurer, any other Date than the Day on which the ſaid Order ſhall be executed, or ſhall knowingly preſent or utter any Order bearing any falſe Date as aforeſaid, ſuch Perſon or Perſons ſhall for every ſuch Offence be deemed guilty of a Miſdemeanor, and puniſhed accordingly.

Miſdemeanor.

Producing falſe Certificate, &c. by Perſons entitled, Miſdemeanor, &c.

V. And be it further enacted, That if any Perſon or Perſons really entitled to Prize or Bounty Money, Penſion Money, Grant or other Allowance of Money, on account of Services on board of any Ship or Veſſel, ſhall by the Production of any falſe Certificate, or by making any falſe Repreſentation, obtain or endeavour to obtain from the ſaid Royal Hoſpital the ſaid Prize or Bounty Money, Penſion Money or other Allowance of Money ſo due to him as aforeſaid, ſuch Perſon or Perſons ſhall be deemed guilty of a Miſdemeanor, and ſhall forfeit all Prize or Bounty Money, Penſion Money, Grant or other Allowance of Money, due to him on account of his ſaid Services.

Proceeds of Seizures ſubject to the ſame Regulations as Prize Money.

VI. And be it further enacted, That the Proceeds of all Seizures made by Revenue Cruiſers, or other Veſſels employed in the Service of the Revenue, but under Admiralty Orders, ſhall be ſubject to the ſame Rules, Laws and Regulations with reſpect to forfeited and unclaimed Shares, as Prize and Bounty Money are liable to under this Act, or any other Acts which ſhall be in force at the paſſing of this Act relating to Prize and Bounty Money.

'VII. And Whereas it is expedient that the Payment of Bills for 'Out Penſions, heretofore, by an Act paſſed in the Fifty ſixth Year 56 G. 3. c. 101.
'of His preſent Majeſty's Reign, intituled *An Act for enabling the 'Officers in His Majeſty's Navy, and their Repreſentatives, to draw 'for and receive their Half Pay; and for transferring the Duty of 'making certain Payments from the Clerk of the Check at His 'Majeſty's Dock Yards to the Clerks of the Treaſurer of the Navy 'at the ſame Yards*, authorized and directed to be made by the 'Clerks to the Treaſurer of His Majeſty's Navy, ſhould be autho-'rized to be made by the Deputy or Deputies of the Treaſurer 'of the Royal Hoſpital for Seamen at *Greenwich* in the County of '*Kent*:' Be it enacted, That from and after the paſſing of this Act, all Bills drawn by the Paymaſter of Penſions at the ſaid Royal Hoſpital, or under his Authority, for the Payment of Out Penſions, may be directed to and paid by any Deputy or Deputies to the Treaſurer of the ſaid Royal Hoſpital; and that all and every the Clauſes, Proviſions, Pains, Penalties and Regulations contained and now in force with reſpect to ſuch Payments of Penſions, when made or

Payment of Bills for Out Penſions may be directed to and paid by Deputies to the Treaſurer.

directed to be made by the ſaid Clerks of the Treaſurer of His Majeſty's Navy, ſhall be applicable and applied to the Payments of Penſions, made or directed or authorized to be made by the Deputy or Deputies of the Treaſurer of the ſaid Royal Hoſpital, as fully and effectually as if the ſame were herein and hereby repeated and re-enacted.

Certificates on Bills drawn by Treaſurer, &c. to be atteſted by Deputy only.

VIII. And be it further enacted, That from and after the paſſing of this Act, the Certificates upon all Bills drawn by the Treaſurer or Deputy Treaſurer of *Greenwich* Hoſpital, or by the Paymaſter of Penſions, for the Payment of any Prize or Bounty Money, Grant, Penſion or other Allowance of Money in favour of any Perſon reſiding at any Port or Place at which a Deputy of the ſaid Royal Hoſpital ſhall have been or ſhall be appointed, ſhall be atteſted by ſuch Deputy, and by no other Perſon.

Agents to ſend Liſts of Orders received from Non Commiſſioned Officers, &c. to the diſtributing Agent.

IX. And be it enacted, That it ſhall be lawful for every licenſed Agent to ſend a Liſt of all Orders which he may have received or ſhall hereafter receive from Non Commiſſioned Officers, Seamen or Marines to the Agent appointed for the Diſtribution of any Prize or Prizes, Bounty Money, Grant or other Allowances of Money; which Orders, if depoſited at *Greenwich* Hoſpital, ſhall not be revocable after Diſtribution of the Money to which they relate ſhall have commenced; and ſuch Diſtributing Agent ſhall not, after receiving any Liſt as aforeſaid, pay to the Non Commiſſioned Officers, Seamen or Marines named therein, or any of them, the Share or Shares due to any of them reſpectively, but ſhall pay the ſame over, with the unclaimed and forfeited Shares, to *Greenwich* Hoſpital, to be refunded by the Treaſurer of the ſaid Royal Hoſpital to the Non Commiſſioned Officers, Seamen or Marines entitled thereto, or the Payees named in the ſaid Orders reſpectively, in like manner as unclaimed Shares are directed to be paid and refunded; and the ſaid Diſtributing Agents ſhall, upon the Requiſition of the Clerk of the Cheque of the ſaid Royal Hoſpital, deliver to the ſaid Clerk of the Cheque any Order which ſhall have been depoſited in their Hands by licenſed Agents, to be kept at the ſaid Royal Hoſpital; and ſuch Diſtributing Agent ſhall receive from the ſaid Clerk of the Cheque a Receipt for the ſame, and an Undertaking to produce the ſame whenever the Production thereof ſhall be deemed expedient.

Shares due under ſuch Orders to be paid over with unclaimed Shares to be refunded by Treaſurer, &c.

'X. And Whereas certain Ships and Veſſels belonging to his Imperial *Ruſſian* Majeſty acted in conjunction with a Squadron of *Britiſh* Ships and Veſſels of War belonging to His Majeſty, under the Command of Admiral Sir *Andrew Mitchell*, on the Attack of the *Dutch* Fleet in the *Texel* in the Year One thouſand ſeven hundred and ninety nine, and became entitled to ſhare in the Proceeds ariſing from the Captures made in the ſaid Expedition: And Whereas the Agent for the ſaid Captures did, in or about the Month of *December* One thouſand eight hundred and ten, pay into the Royal Hoſpital for Seamen at *Greenwich* the Sum of Seven thouſand one hundred and eleven Pounds Sixteen Shillings and Eight pence Three Farthings, being the Amount of certain Shares unclaimed by the Officers, Seamen and Marines of the ſaid Ships of His *Ruſſian* Majeſty: And Whereas it is deemed adviſable to pay over the Sum of Six thouſand eight hundred and eighty five Pounds Twelve Shillings and Four pence Three Farthings, the Balance now remaining in the ſaid Hoſpital, to His Excellency

'Count

'Count *Lieven*, Ambaſſador Extraordinary and Plenipotentiary of 'His Imperial *Ruſſian* Majeſty, or the Ambaſſador of His Imperial '*Ruſſian* Majeſty for the time being at the Court of *London*, for 'the Uſe of the Officers and Men entitled thereto;' Be it enacted, That it ſhall and may be lawful for the Directors of the ſaid Royal Hoſpital for Seamen at *Greenwich* in the County of *Kent*, and they are hereby authorized and required, to cauſe to be paid over to the ſaid Count *Lieven*, or the Ambaſſador from His Imperial *Ruſſian* Majeſty at the Court of *London* for the time being, out of the Funds of the ſaid Hoſpital, the ſaid Sum of Six thouſand eight hundred and eighty five Pounds Twelve Shillings and Four pence Three Farthings, the Balance now remaining in the ſaid Hoſpital, for the Purpoſe of being diſtributed amongſt ſuch of the Officers and Crews of the ſaid Ships and Veſſels of his ſaid Imperial *Ruſſian* Majeſty as ſhall not heretofore have received their reſpective Shares of and in the Proceeds of the ſaid Captures.

Directors of Greenwich Hoſpital empowered to pay over to the Ruſſian Ambaſſador 6885l. 12s. 4½d. Balance remaining of Proceeds of Captures made on Attack of Dutch Fleet in 1799.

XI. And be it further enacted, That upon Payment of the ſaid Sum of Six thouſand eight hundred and eighty five Pounds Twelve Shillings and Four pence Three Farthings to the ſaid Count *Lieven*, or to His Imperial *Ruſſian* Majeſty's Ambaſſador at the Court of *London* for the time being, the Commiſſioners and Governors of *Greenwich* Hoſpital ſhall be wholly indemnified and freed and diſcharged therefrom, and be no further liable or accountable for the ſame to any Perſon or Perſons whatſoever.

Greenwich Hoſpital indemnified for ſuch Payment.

SCHEDULE to which this ACT refers.

A.

One Shilling Stamp.

TAKE NOTICE, that no Prize Money can be received under this Order, except by an Agent duly licenſed in conformity to the Act of Parliament of the Fifty fourth Year of King George the Third, or by the Wife, one of the Parents or Children of the Grantor.

* *Here inſert the Place where and time when the Order is made.* *

Day of 18 .

AT Seven Days' Sight pay to or his Order, the Sum of out of the Amount of my Share of Prize or Bounty Money for the Capture of

† *Here inſert the Names of the Prizes and time of Capture, or give ſuch other Deſcription of them as ſhall be ſatisfactory to the Agent and the Officers of Greenwich Hoſpital.* †

when ſerving on board His Majeſty's Ship or Veſſel, the in quality of being for

R 3 advanced

advanced to me by the ſaid in Money, and £ for Slops or Goods furniſhed to me by the ſaid

To the proper Officers of Greenwich Hoſpital.

B.

THESE are to certify, That we have examined the ſaid who ſigned the above Order in our Preſence, and from the Documents he has ſhewn us, viz. [‡

‡ *Here inſert the Nature of the Documents, whether they are invalid Tickets, Certificates or otherwiſe, and by what Officer they are ſigned.*]

and his Anſwers to our Queſtions, we have Reaſon to believe that he was ſerving on board the ſaid Ship at the time of making the Captures above ſpecified, and has received the Money and Slops above mentioned; he ſays he was born at in the County of ; that he is Years of Age, of a Complexion, Eyes, and Hair, §

§ *If the Party is diſcharged from the Service, ſtate the time and Cauſe of Diſcharge.*

Given under our Hands

Note.—This Certificate to be ſigned by the Captain or Commanding Officer, and one other ſigning Officer, of the Ship to which the Party belongs.

If diſcharged from the Service, and reſident at any Place where there is a Deputy or Agent of the Hoſpital, to be ſigned by that Deputy.

If within Four Miles of the Hoſpital, by the Clerk of the Cheque or his Firſt Clerk.

If at any other Place within the Bills of Mortality, by the Officer for Prizes in the Navy Pay Office, or his Aſſiſtant.

If by Marines at Head Quarters, where there is no Deputy to the Hoſpital, to be ſigned by the Colonel or Commanding Officer and the Adjutant.

If by any Perſon at Sick Quarters, to be ſigned by the Surgeon and one of his Aſſiſtants; but where there is a Deputy, to be ſigned by ſuch Deputy.

If at any other Place in England, to be ſigned by the Miniſter and one of the Churchwardens; and if in Scotland, by the Miniſter and one of the Elders.

CAP.

CAP. LXV.

An Act for repealing the Duties of Excise on Verjuice and Vinegar, and granting other Duties in lieu thereof; and for more effectually securing the Duties of Excise on Vinegar or Acetous Acid. [3d *June* 1818.]

'WHEREAS the Duties of Excise imposed by Law for and in respect of Vinegar have been greatly evaded, and large Quantities of Vinegar have been sent out into Consumption, as Duty paid, without the Officers of Excise having any Account thereof: And Whereas Vinegar or Acetous Acid, distilled and made under the Denomination of Pyroligneous Acid, has been lately brought into Consumption, of great Strength, without Payment of such Duties as aforesaid; and for Remedy thereof it is expedient to repeal the Duties of Excise now payable for and in respect of Verjuice and Vinegar, and impose other Duties in lieu thereof;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Tenth Day of *October* One thousand eight hundred and eighteen, all and singular the Duties of Excise now payable by Law in respect of Verjuice and Vinegar, Vinegar Beer, or Liquors preparing for Vinegar, brewed or made in *Great Britain*, or imported into *Great Britain* from *Ireland* shall cease and determine, and be no longer paid or payable, save and except in all Cases, relating to the recovering, allowing or paying any Arrears thereof respectively which may at that time remain unpaid, or to any Fine, Penalty or Forfeiture, Fines, Penalties or Forfeitures relating thereto respectively, which shall at that time have been incurred.

From Oct. 10, 1818, Duties on Verjuice, Vinegar, &c. to cease, (except Arrears, &c.)

II. And be it further enacted, That from and after the Tenth Day of *October* One thousand eight hundred and eighteen, in lieu and instead of the Duties by this Act repealed, there shall be raised, levied, collected and paid unto His Majesty, His Heirs and Successors, the several Rates and Duties of Excise hereinafter mentioned; that is to say,

Instead of Duties repealed the following

For every Gallon Wine Measure of Vinegar or Acetous Acid or Liquors prepared or preparing for Vinegar or Acetous Acid, brewed or made in *Great Britain* for Sale, to be paid by the Maker thereof, Four pence; and so in proportion for any greater or less Quantity:

Duties.

For every Gallon Wine Measure of Vinegar or Acetous Acid or Liquors prepared or preparing for Vinegar or Acetous Acid, brewed or made in *Ireland*, and imported from thence into *Great Britain*, to be paid by the Importer thereof, Four pence; and so in proportion for any greater or less Quantity:

For every Gallon Wine Measure of Vinegar or Acetous Acid or Liquors prepared or preparing for Vinegar or Acetous Acid, imported into *Great Britain* from Foreign Parts, to be paid by the Importer thereof, One Shilling; and so in proportion for any greater or less Quantity:

And that from and after the said Tenth Day of *October* One thousand eight hundred and eighteen there shall be allowed and paid the following Drawback of Excise; that is to say,

For every Gallon Wine Meaſure of Vinegar or Acetous Acid, not being under Proof, which after the Tenth Day of *October* One thouſand eight hundred and eighteen ſhall be brewed or made in *Great Britain* for Sale, or brewed or made in *Ireland*, and imported from thence into *Great Britain*, and exported from thence to Foreign Parts, on which reſpectively the Duties impoſed by this Act have been paid, Four pence.

Duties levied as former Duties, and Drawbacks allowed in like manner as herein mentioned.

III. And be it further enacted, That the ſaid ſeveral Duties ſhall be reſpectively raiſed, levied, collected, recovered and paid in ſuch and the like manner (except as ſpecially altered by this Act), and in or by any of the general or ſpecial Means, Ways or Methods by which the former Duties of Exciſe on Vinegar hereby repealed were or might be raiſed, collected, recovered, allowed and paid; and the ſaid Drawback ſhall be allowed and paid in ſuch and the like manner, and in or by any of the general or ſpecial Means, Ways or Methods by which the Drawbacks of Exciſe on Glaſs exported are or may be allowed and paid, ſo far as the ſame are conſiſtent with the ſpecial Proviſions of this Act; and the ſaid Perſons, Goods, Wares, Merchandize or Commodities ſo by this Act reſpectively made liable to the Payment of or chargeable with the ſaid Duties reſpectively impoſed, or entitled to the ſaid Drawback granted by this Act, ſhall be and the ſame are hereby reſpectively made ſubject and liable to all and every the Conditions, Regulations, Rules, Reſtrictions and Forfeitures to which ſuch Perſons as aforeſaid, Goods, Wares, Merchandize or Commodities, were generally or ſpecially ſubject and liable by any Act or Acts of Parliament in force on and immediately before the paſſing of this Act reſpecting the Duties of Exciſe or other Duties under the Management of the ſaid Commiſſioners of Exciſe reſpectively, and ſhall be ſubject and liable to all and every Pain, Penalty, Fine or Forfeiture of any Nature or Kind whatever, to which ſuch Perſons, Goods, Wares, Merchandize or Commodities were ſubject or liable for any Offence whatever committed againſt or in breach of any Act or Acts of Parliament in force on or immediately before the paſſing of this Act, and for ſecuring the Revenue of Exciſe or other Duties under the Management of the ſaid Commiſſioners of Exciſe reſpectively, or for the Regulation or Improvement thereof; and the ſeveral Clauſes, Powers and Directions therein contained ſhall and are hereby directed and declared to extend to, and ſhall be reſpectively applied, practiſed and put in Execution, for and in reſpect of the ſaid Duties of Exciſe and Drawback reſpectively hereby charged, impoſed and allowed, in as full and ample manner to all Intents and Purpoſes whatſoever, ſo far as they are not inconſiſtent with or repugnant to the Proviſions of this Act, as if all and every of the ſaid Acts, Clauſes, Proviſions, Powers, Directions, Fines, Pains, Penalties or Forfeitures were particularly repeated and re-enacted in the Body of this Act.

Former Acts applied to this Act.

Duties under Commiſſioners of Exciſe.

IV. And be it further enacted, That ſuch of the Duties by this Act impoſed as ſhall ariſe in that Part of *Great Britain* called *England*, ſhall be under the Management of the Commiſſioners of Exciſe in *England* for the time being; and ſuch thereof as ſhall ariſe in that Part of *Great Britain* called *Scotland*, ſhall be under the Management of the Commiſſioners of Exciſe in *Scotland* for the time being.

V. And

V. And be it further enacted, That all the Monies arising from the Duties by this Act imposed (the necessary Charges of raising and accounting for the same excepted) shall from time to time be paid into the Receipt of His Majesty's Exchequer at *Westminster*, and shall be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*. Carried to Consolidated Fund.

VI. And be it further enacted, That all Liquors brewed or made by whatsoever Means or manner into Vinegar or Acetous Acid for Sale, and all Liquors prepared or preparing for or capable of being used as or applied to the Purposes of Vinegar or Acetous Acid made for Sale, or found in the Possession of any Vinegar Maker or Makers for Sale in *Great Britain*, or imported into *Great Britain*, whether any such Liquor shall be sold or made for Sale unmixed or mixed with any other Ingredient or Ingredients, or shall be known and called by the Name or Names of Vinegar, Alegar, Verjuice, Radical Vinegar, Acetous Acid, Acetic Acid, Pyroligneous Acid, or by any other Name or Names, is, are and shall be respectively subject and liable to and chargeable and charged with the Duties hereby imposed; and that all and every Person and Persons who shall make, prepare, extract, distil, rectify, purify or sell any such Liquors as aforesaid, not being a Dealer in, Retailer or Seller of such Vinegar or Acetous Acid only as he, she or they shall from time to time receive by Permit or Certificate, as hereinafter mentioned, from some other entered Vinegar Maker or Makers, Dealer or Dealers, shall be deemed and taken to be a Vinegar Maker or Vinegar Makers, and shall be subject and liable to all and every the Licence and other Duties, Provisions, Rules, Regulations, Restrictions and Penalties to which Makers of Vinegar are by Law subject and liable: Provided always, that nothing in this or any other Act shall or shall be deemed or construed to extend to charge with any Duty any Acetous Acid, commonly called *Pyroligneous Acid*, made or extracted from Wood or Tar, for Sale, in its crude, impure and unrectified State, or any White Lead, Sugar of Lead, Verdigris, Iron Liquor, Acetate of Lime, Acetate of Soda, Acetate of Alumine, or any Vinegar or Acetous Acid made, rectified or purified in any manner whatsoever at any House or Place not entered or used for making Vinegar, or rectifying or purifying Acetous Acid for Sale by any Maker or Makers thereof, being also a Maker or Makers of the aforesaid Compounds or any of them, and which Vinegar or Acetous Acid shall be so made, rectified or purified by him, her or them for the sole Purpose of making and compounding such Articles as aforesaid, or some of them, and shall be wholly used or consumed by himself, herself or themselves, at the same House or Place where made, in the compounding or manufacturing thereof, or any Vinegar or Acetous Acid distilled from Vinegar or Acetous Acid on which the Duties respectively by this Act imposed have been already, and before such Distillation thereof, charged and paid.

Liquors of whatever kind prepared, &c. for Vinegar for Sale charged with Duty.

What Persons deemed Vinegar Makers.

In what cases Pyroligneous Acid, &c. not chargeable with the Duty.

VII. And be it further enacted, That all and every Person and Persons making and required to make Entry of any Building, Place or Utensil, under any Law or Laws relating to His Majesty's Revenue of Excise, for the Purpose of using the same in carrying on any Trade or Business subject to the Survey of the Officers of Excise, shall in every such Entry distinguish and describe every such Building, Place and Utensil by a particular Letter or Number, and shall

In the Entry of Premises, Places and Utensils to be distinguished by Letters or Numbers, and also on the Places and Utensils.

ſhall paint ſuch reſpective Letter or Number in a large and diſtinct Character upon ſome convenient and conſpicuous Part of the Walls or Doors of every ſuch Building or Place reſpectively, and upon ſome convenient and conſpicuous Part of every ſuch Utenſil, and keep and continue the ſame ſo painted, and from time to time when Occaſion may require, or when requeſted by the Superviſor of Exciſe of the Diſtrict where ſituated, renew the ſame, ſo long as the Entry thereof remains uncancelled, ſo that ſuch Letter or Number ſo painted may be eaſily and readily obſerved and known by the Officers of Exciſe from time to time attending to ſurvey the ſame; and that wherever any ſuch Perſon or Perſons ſhall uſe or employ in his, her or their entered Buildings or Places any fixed Pipe or Pipes, he, ſhe or they ſhall, at the time of making his, her or their Entry of the Places and Utenſils as aforeſaid, deliver with ſuch Entry, and as Part thereof, a Drawing or Drawings, Deſcription or Deſcriptions, diſtinctly ſhewing and exhibiting or explaining the Courſe, Direction, Conſtruction and Uſe of all and every ſuch Pipe and Pipes reſpectively, and of all and every Branch and Branches thereof, and of all and every Cock and Cocks thereon, together with the Place or Places and Utenſil or Utenſils reſpectively from and to or with which the ſame lead or communicate; and that if any Building, Place or Utenſil ſhall at any time be found to be uſed by any ſuch Perſon or Perſons as aforeſaid, without being ſo deſcribed or diſtinguiſhed as aforeſaid, or without ſuch Letter or Number being ſo diſtinctly painted and continued thereon as aforeſaid, or any Pipe or Pipes be found without being ſo ſhewn in ſuch Drawing or Drawings, or ſo deſcribed as aforeſaid, or different from or diſagreeing with ſuch Drawing or Drawings, Deſcription or Deſcriptions as aforeſaid, every ſuch Building, Place and Utenſil reſpectively ſhall be deemed and taken to be unentered, and the Perſon or Perſons uſing the ſame ſhall for every ſuch Offence forfeit and loſe, over and above all other Penalties, the Sum of Two hundred Pounds.

When Pipes are uſed, their Courſe to be deſcribed, &c. with ſuch Entry.

Buildings and Utenſils not ſo deſcribed deemed unentered.

Penalty 200l.

VIII. And be it further enacted, That to prevent Vinegar or Acetous Acid of exceſſive Strength being brought into Conſumption upon Payment of Duty as Common Vinegar or Acetous Acid, to the great Injury of His Majeſty's Revenue, all ſuch Liquors as aforeſaid, ſubject and liable to ſuch Duties reſpectively as aforeſaid, ſhall and may be tried and examined by any Officer or Officers of Exciſe with ſuch Acetometer as ſhall and may from time to time be directed by the Commiſſioners of Exciſe in order to aſcertain the Strength thereof; and that whenever any ſuch Liquors ſhall upon any ſuch Trial be found by any Officer or Officers of Exciſe to be above Proof as denoted by ſuch Acetometer (Proof being ſuch Strength of Acetous Acid that One hundred Parts of the Liquor by Weight will ſaturate or neutralize Fourteen and a Half Parts by Weight of Cryſtalized Subcarbonate of Soda), and not to be more than Thirty five *per Centum*, as denoted by ſuch Acetometer, above ſuch Proof, the Number of Gallons of ſuch Liquors of which ſuch Trial is made ſhall be deemed and computed by ſuch Officer or Officers to be ſuch Number as could be made from or with ſuch Liquors if diluted by Water to the Strength of Proof denoted as aforeſaid, and ſhall be chargeable and taken account of and charged by ſuch Officer with Duty accordingly; and that all ſuch Liquors as ſhall be found, on ſuch Trial as aforeſaid, or as the Perſon or Perſons in whoſe Stock

Strength of Vinegar to be tried by an Acetometer.

If found above Proof, Officer to charge proportionably for the Exceſs.

or

or Poſſeſſion the ſame is or ſhall be found ſhall declare to ſuch Officer or Officers as aforeſaid, to be more than Thirty five *per Centum*, denoted as aforeſaid, above Proof, ſhall be chargeable, and ſhall and may be taken account of and charged by ſuch Officer or Officers, with Duty at and after the Rate of One Shilling for every Pound Avoirdupois thereof, and ſo in proportion for every greater or leſs Quantity.

'IX. And to the Intent that the Officers of Exciſe may be enabled to examine and duly charge the Duties on all ſuch Liquors and Materials as aforeſaid, according to the Strength thereof, if above Proof, as denoted by ſuch Acetometer as aforeſaid;' Be it further enacted, That it ſhall and may be lawful to and for any Officer or Officers of Exciſe to take a Sample or Samples, not exceeding Half a Pint or Half a Pound Avoirdupois at One time, of any ſuch Liquors or Materials as aforeſaid, at any time found in the Cuſtody or Poſſeſſion of any Vinegar Maker or Makers for Sale as aforeſaid, or any Dealer or Dealers in ſuch Vinegar or Acetous Acid, except of ſuch Liquors as ſhall be declared by the Maker or Poſſeſſor thereof to the proper Officer as aforeſaid to be more than Thirty five *per Centum* above Proof, returning the Materials, after ſuch Trial as aforeſaid, to ſuch Maker or Makers as aforeſaid, or if † the Liquors of which any ſuch Sample ſhall be ſo taken be in the Cuſtody or Poſſeſſion of any Dealer or Dealers in ſuch Vinegar or Acetous Acid, paying ſuch Dealer or Dealers for ſuch Sample or Samples of Vinegar or Acetous Acid, at and after the Rate of the then current Price of ſuch Liquors reſpectively.

Officers may take Samples.

Exception.

Returning Materials.

† *Sic.*

Paying for Samples.

X. And be it further enacted, That all and every Officer and Officers of Exciſe ſhall at all times upon his or their Requeſt, but, if in the Night, to be accompanied by a Superviſor or Surveyor, be permitted to enter into the entered Houſe, Warehouſe and other Place and Places belonging to or uſed by any Vinegar Maker or Makers for Sale as aforeſaid, and to take an Account by Weight, Meaſure or Gauge, as to ſuch Officer or Officers ſhall ſeem moſt fit and convenient, of all and every ſuch Liquor and Liquors, Material and Materials as aforeſaid, and of all Sulphuric Acid in the Cuſtody or Poſſeſſion of any ſuch Maker or Makers; and if any Perſon or Perſons ſhall obſtruct, hinder, moleſt or prevent any ſuch Officer or Officers from ſo doing, or in the Execution of any of the Powers or Authorities given or granted to him or them by this or any other Act or Acts relating to Vinegar, every ſuch Perſon or Perſons ſhall for every ſuch Offence ſeverally forfeit and loſe the Sum of Two hundred Pounds.

Officer accompanied in the Night by Surveyor may enter Premiſes and take an Account of Liquors.

Obſtructing Officer, &c.

Penalty 200*l.*

XI. And be it further enacted, That no Vinegar Maker or Makers for Sale ſhall have or receive into his Cuſtody or Poſſeſſion any Vinegar or Acetous Acid, or any Sugar Water, Sugar Waſh, Melaſſes Water, Melaſſes Waſh, Alegar, Stale Beer, Returns of Beer or Ale, Cider, Verjuice or other Liquor prepared or preparing for Vinegar or Acetous Acid, or capable of being uſed as or applied to the Purpoſes of Vinegar or Acetous Acid, or any Sulphuric Acid, Melaſſes, Brown Sugar, Honey (except for his or their private Family), or any Pyrolignite or Acetate of Lime or Soda, or other Material or Materials (except Corn or Grain) fit or proper to be made into or mixed with Vinegar or Acetous Acid, without giving Twelve Hours' previous Notice thereof in Writing to the Officer of Exciſe under whoſe

Vinegar Makers not to take into their Cuſtody Vinegar or Preparations for Vinegar (Exceptions) without giving 12 Hours' Notice to the Officer.

whoſe Survey ſuch Maker or Makers ſhall then be, ſpecifying the Day and time of the Day when the ſame will be taken or received into his, her or their Cuſtody or Poſſeſſion, and the Quantity and Deſcription thereof, to the Intent that ſuch Officer may be preſent to ſee and take account of the ſame by Weight, Meaſure or Gauge, nor ſhall diminiſh, remove or mix the ſame or any Part thereof, with his, her or their Stock, until ſuch Officer ſhall have taken ſuch Account as aforeſaid, nor ſhall afterwards uſe or employ any ſuch Material or Materials uncharged with Duty, without accounting for the ſame to the Satisfaction of the Officer, upon pain of forfeiting for every ſuch Offence the Sum of One hundred Pounds.

And not to remove, &c.

Penalty 100l.

In what caſes no Wort to be ſent out, nor Vinegar or Preparation for Vinegar, unleſs Duty paid, and accompanied with a Permit.

XII. And be it further enacted, That no Perſon or Perſons ſhall ſell, deliver or ſend out any fermenting or fermented Wort or Waſh whatſoever, not being fermented Beer charged with Duty, to any Perſon or Perſons whatſoever; and that no Perſon or Perſons not being an entered Vinegar Maker or Makers ſhall ſend, deliver or ſend out any Vinegar or purified Acetous Acid, Alegar, Stale Beer, Stale Ale or Stale Cider, Verjuice, Sugar Water or Melaſſes Water, or other Liquors prepared or preparing for Vinegar or Acetous Acid, or capable of being uſed as or applied to the Purpoſes of Vinegar or Acetous Acid, except to an entered Vinegar Maker, under ſuch Notice for receiving the ſame as aforeſaid, or without the Duties hereby impoſed being firſt paid or charged for or in reſpect of ſuch Vinegar or purified Acetous Acid, Alegar, Stale Beer, Stale Ale or Stale Cider, Verjuice, Sugar Water or Melaſſes Water, or other Liquors, and the ſame being accompanied with a Permit or Certificate as hereinafter mentioned, upon pain of forfeiting for every ſuch Offence all ſuch Liquor and Liquors as aforeſaid, which ſhall or may be ſeized by any Officer or Officers of Exciſe, together with the Cattle and Carriage or Carriages uſed or employed in removing the ſame; and every Perſon or Perſons ſo offending or receiving ſuch Liquor or Liquors as aforeſaid, ſhall for every ſuch Offence forfeit and loſe the Sum of Two hundred Pounds.

Forfeiture of Liquor, &c. and Penalty 200l.

Vinegar Makers charging Stills with any other Liquor than Vinegar or Preparations for Vinegar,

XIII. And be it further enacted, That no Vinegar Maker or Makers who ſhall have, poſſeſs or uſe, at or upon his, her or their entered Place or Places for making Vinegar, any Still or Stills for diſtilling, rectifying or purifying Vinegar, ſhall charge and put, or cauſe or ſuffer to be charged or put into the ſame, any other Liquor or Material whatſoever, ſave and except Vinegar or other Liquors or Materials prepared or preparing for Vinegar; and that if any ſuch Maker or Makers ſhall at any time employ or uſe, at or upon any ſuch Place or Places, or within Three hundred Feet thereof in a direct Line, any Still or Stills for the Purpoſe aforeſaid, and ſhall charge or put, or cauſe or ſuffer to be charged or put into any ſuch Still or Stills, any other Liquor or Material than Vinegar or other Liquors or Materials prepared or preparing for Vinegar, or ſhall have, poſſeſs or uſe, at or upon ſuch Place or Places for making or keeping Vinegar or Liquors or Materials preparing for Vinegar, any Still or Stills for any other Purpoſe, he, ſhe or they ſhall for every ſuch Offence forfeit and loſe the Sum of Five hundred Pounds; and all and every ſuch Maker or Makers ſhall, in the Poſſeſſion, Uſe and Employment of every Still and Stills for diſtilling, rectifying or purifying Vinegar (not being Stills or Retorts uſed and employed by any ſuch Maker, being a Rectifier or Purifier of

Penalty 500l.

Such Stills ſubject to Regulations impoſed in reſpect of Stills uſed for rectifying Britiſh Spirits.

of Acetous Acid called Pyroligneous Acid only), be subject and liable to all and every the Rules, Regulations, Provisions, Enactments, Penalties and Forfeitures which are by Law imposed for or in respect of Stills used and employed for rectifying *British* Spirits.

Before diluting Vinegar after Account and Duty charged, 12 Hours' Notice to be given to the Officer.

XIV. And be it further enacted, That when and so often as any Vinegar Maker or Makers shall be desirous of diluting his, her or their Vinegar or Acetous Acid, after the same shall have been taken account of and charged with Duty by the proper Officer, by the Addition of Water, it shall be lawful for him, her or them so to do, provided he, she or they shall give Twelve Hours' previous Notice in Writing to the Officer of Excise under whose Survey he, she or they shall then be, of his, her or their Intention to add such Water for the Purpose aforesaid, specifying in such Notice the particular Day and Hour at which he, she or they intends or intend to begin to add such Water, and the Quantity of Vinegar or Acetous Acid and Water respectively intended to be mixed, and the particular Vessel or Vessels into which such Water is to be put; and upon such Notice being so given, the proper Officer or Officers of Excise shall attend at the time mentioned in such Notice, and shall take and keep an Account of the Water then added to any such Vinegar or Acetous Acid as aforesaid, and which Water such Maker or Makers shall, in the Presence of such Officer or Officers, put into the Vessel or Vessels specified in such Notice, and mix with the Vinegar or Acetous Acid therein, with all due Diligence and Dispatch, on the Officer's Attendance for that Purpose: Provided always, that no such Maker or Makers shall be at Liberty to give any such Notice for Water to be added as aforesaid oftener than once in Twenty four Hours, nor shall Water be so added at any other time than between the Hours of Six in the Morning and Four in the Afternoon; and if any such Maker or Makers shall add Water to any Vinegar or Acetous Acid, or Liquor or Liquors prepared or preparing for Vinegar, or capable of being used as or for the Purpose of Vinegar, after the Officer shall have taken an Account thereof and charged the Duty thereon, without such Notice or otherwise than as aforesaid, or shall by any Means or Contrivance increase the Quantity of his, her or their Vinegar, Acetous Acid or Liquors prepared or preparing for Vinegar, or capable of being used as or for the Purpose of Vinegar, above the Quantity taken account of and charged with Duty by such Officer or Officers on such Maker or Makers, he, she or they shall for every such Offence forfeit and lose the Sum of Two hundred Pounds.

Officer to attend on Notice and take Account.

Number of Notices.

Not giving Notice, &c.

Penalty 200l.

Making Vinegar for Sale from Malt, &c. in or at a certain Distance from any entered Place for distilling or preparing Pyroligneous Acid, &c. in or at a certain Distance from any Place entered for making Vinegar from Malt, &c.

XV. And be it further enacted, That no Person or Persons shall make Vinegar for Sale from Malt or other fermenting or fermentable Material or Materials at, in or upon any House or Place entered or used for making, distilling, rectifying or purifying Acetous Acid called Pyroligneous Acid, or for making or compounding White Lead, Sugar of Lead, Verdigris, Iron Liquor or Acetate of Lime, Acetate of Soda or Acetate of Alumine, or within the Distance of Three hundred Feet in a direct Line from any such House or Place, nor shall any Person or Persons make, prepare, distil, rectify or purify any Acetous Acid called Pyroligneous Acid, or make or compound any White Lead, Sugar of Lead, Verdigris, Iron Liquor or Acetate of Lime, Acetate of Soda or Acetate of Alumine, at, in or upon any House or Place entered or used for making or manufacturing Vinegar from Malt, or other fermenting or fermentable

able Material or Materials, for Sale, or within the Diſtance of Three hundred Feet in a direct Line from any ſuch Houſe or Place as aforeſaid, nor ſhall any Perſon or Perſons rectify or purify any Acetous Acid called Pyroligneous Acid, for Sale, from any other Material or Materials than Pyrolignite or Acetate of Lime or Soda, upon pain of forfeiting for every ſuch Offence the Sum of Five hundred Pounds.

Penalty 500l.

Vinegar Makers, being Rectifiers of Acetous Acid, to provide Warehouſes, &c. with Locks and Faſtenings for depoſiting the concrete Acetates under the Care of the proper Officer.

XVI. And be it further enacted, That all and every Vinegar Maker and Makers for Sale, being a Rectifier or Purifier, Rectifiers or Purifiers of Acetous Acid, ſubject and liable to Duties as aforeſaid, ſhall provide, maintain and enter as aforeſaid a proper and ſecure Warehouſe, Storehouſe or Cellar, or Warehouſes, Storehouſes or Cellars, to the Satisfaction of the Surveyor of Exciſe in whoſe Diſtrict it or they ſhall or may be ſituated, with good and ſufficient Locks and Faſtenings thereto reſpectively, to be provided and maintained by ſuch Surveyor at the Expence and Charge of ſuch Maker or Makers reſpectively into which Warehouſe or Warehouſes, Storehouſe or Storehouſes, Cellar or Cellars, or ſome or one of them, all and every of the dry or concrete Acetate and Acetates, or Pyrolignite or Pyrolignites of Lime or Soda for making, rectifying or purifying Acetous Acid called Pyroligneous Acid received into the Poſſeſſion of ſuch Maker or Makers, ſhall, immediately after the Receipt thereof, and before the ſame ſhall be rectified or purified for Sale, and upon ſuch Notice as aforeſaid by ſuch Maker, be put and depoſited by and at his, her or their Expence; and that every ſuch Warehouſe, Storehouſe and Cellar reſpectively, ſhall be kept locked up and ſecured by the proper Officer of Exciſe under whoſe Survey the ſame ſhall from time to time be, except at ſuch time or times only as ſuch Officer ſhall be attending therein for the Purpoſe of depoſiting ſuch Materials therein, or for weighing or taking an Account of ſuch Materials brought thereto, or delivering ſuch Materials therefrom, or ſuch Warehouſe, Storehouſe or Cellar ſhall be under neceſſary Reparation; and if any ſuch Maker or Makers ſhall neglect or refuſe at his, her or their own Expence, to provide and maintain ſuch Warehouſe, Storehouſe or Cellar, or Warehouſes, Storehouſes or Cellars, and enter the ſame as aforeſaid, or to pay ſuch Surveyor as aforeſaid, upon Demand, for any Lock or Locks, Key or Keys, or other Faſtening or Faſtenings thereon or thereto, or the Renewal or Reparation thereof, found and provided by ſuch Surveyor for the Security thereof, or ſhall refuſe or neglect to put or depoſit any ſuch Material or Materials as aforeſaid, immediately after the having or receipt thereof, and before the Rectification or Purification thereof, and upon ſuch Notice as aforeſaid, in One or more of ſuch Warehouſes, Storehouſes or Cellars, according to the Directions of this Act; or if any ſuch Maker or Makers, or other Perſon or Perſons ſhall damage, force or open, or cauſe to be damaged, forced or opened, any ſuch Lock or other Faſtening, or enter or cauſe to be entered any ſuch Warehouſe, Storehouſe or Cellar, ſave at ſuch time and times as aforeſaid, then and in each and every ſuch caſe ſuch Maker or Makers, or other Perſon or Perſons ſo offending, ſhall for each and every ſuch Offence forfeit and loſe the Sum of One hundred Pounds.

Makers neglecting to provide ſuch Warehouſes, &c. or to pay for ſuch Faſtenings, or refuſing to depoſit ſuch Materials, &c.

Penalty 100l.

Before taking Materials from

XVII. And be it further enacted, That when and ſo often as any ſuch Maker or Makers as aforeſaid ſhall intend or be deſirous to have

have any ſuch Material or Materials as aforeſaid delivered from or out of any ſuch Warehouſe, Storehouſe or Cellar, for the Purpoſe of rectifying or purifying Acetous Acid therefrom, he, ſhe or they ſhall give Twelve Hours' Notice in Writing to the Officer of Exciſe under whoſe Survey ſuch Warehouſe, Storehouſe or Cellar ſhall be, of his, her or their Intention, ſpecifying in ſuch Notice the particular Day and Hour at which he, ſhe or they intends or intend to have ſuch Materials delivered out for the Purpoſe aforeſaid, and the Quantity ſo to be weighed and delivered; and upon ſuch Notice being ſo given, the proper Officer or Officers ſhall attend at the time mentioned in ſuch Notice, and open ſuch Warehouſe, Storehouſe or Cellar, and ſuch Maker ſhall thereupon proceed to weigh, and ſhall with all due Diligence and Diſpatch weigh out in the Preſence of ſuch Officer or Officers, and to his Satisfaction, the Whole of the Material or Materials mentioned in ſuch Notice: Provided always nevertheleſs, that no ſuch Maker or Makers ſhall be at liberty to give any ſuch Notice for having any ſuch Material or Materials ſo delivered oftener than once in Twenty four Hours, or at any other time than between the Hours of Six in the Morning and Four in the Afternoon; and every Notice given for having any ſuch Material or Materials ſo delivered oftener than as aforeſaid, or at any other time or Hour than between the Hours in that behalf aforeſaid, ſhall and the ſame is hereby declared to be null and void to all Intents and Purpoſes whatſoever.

Warehouſe, &c. 12 Hours' Notice to be given to Officer, who ſhall attend to weigh the ſame.

Number and Hours of Notice.

XVIII. And be it further enacted, That all and every Maker and Makers as aforeſaid, being a Rectifier or Purifier, Rectifiers or Purifiers of Acetous Acid, is and are hereby required to provide and keep proper, ſufficient and juſt Scales and Weights at ſuch Warehouſe, Storehouſe or Cellar as aforeſaid, for the Purpoſe of from time to time weighing and taking an Account of ſuch Materials as aforeſaid, and of all Acetous Acid and Materials for making, rectifying or purifying Acetous Acid, which ſhall at any time be in the Cuſtody or Poſſeſſion of any ſuch Maker or Makers as aforeſaid, and ſhall permit and ſuffer any Officer or Officers of Exciſe to uſe the ſame for that Purpoſe, and ſhall give him every needful Aſſiſtance in weighing any ſuch Acetous Acid or Materials; and if any ſuch Maker or Makers ſhall upon Demand as aforeſaid neglect or refuſe to provide any ſuch Scales and Weights, or either of them, or ſhall hinder, obſtruct or prevent any Officer or Officers of Exciſe from uſing the ſame, or ſhall neglect or refuſe to aſſiſt him in weighing any Acetous Acid or Materials; or if any ſuch Maker or Makers as aforeſaid ſhall, in the weighing of any ſuch Acetous Acid or Materials, make uſe of, or cauſe or ſuffer to be made uſe of, any falſe, unjuſt or inſufficient Beam, Scale or Scales, or Weight or Weights, or ſhall uſe or practiſe any Art, Device or Contrivance, by which any ſuch Officer or Officers ſhall or may be deceived or hindered or prevented from taking the true and juſt Weight, and aſcertaining the true Quantity of any Acetous Acid or Material; ſuch Maker or Makers ſhall for every ſuch Offence forfeit and loſe the Sum of One hundred Pounds, together with ſuch falſe, unjuſt or inſufficient Beams, Scales, Weight or Weights, and the Acetous Acid and Materials reſpectively then weighing or weighed, and the ſame ſhall and may be ſeized by any Officer or Officers of Exciſe.

Scales and Weights to be provided by Maker, &c.

Makers neglecting to provide ſuch Scales and Weights, or making uſe of falſe ones, &c.

Penalty.

XIX. And

Makers provide Veſſels for keeping Pyroligneous Acid, but Officer to take the Contents, &c. of Veſſels before they are uſed.

XIX. And be it further enacted, That all and every ſuch Maker and Makers as aforeſaid ſhall, and he, ſhe and they is and are hereby required to provide in his, her or their Room or Place wherein he, ſhe or they rectifies or purifies, rectify or purify any Acetous Acid called Pyroligneous Acid for Sale, One or more Veſſel or Veſſels, of which he, ſhe or they ſhall from time to time give Notice in Writing to the proper Officer of Exciſe, and ſhall in ſuch Notice declare the true Tare or Weight, and Content or Capacity thereof, and the true Tare of any Material in or with which the ſame may be then packed, and which Veſſel and Veſſels ſhall be gauged or meaſured by the proper Officer or Officers of Exciſe before the ſame ſhall be uſed by ſuch Maker or Makers to hold or receive any ſuch Acetous Acid as aforeſaid, in order that the Content or Capacity thereof, and the Quantity of any Acetous Acid put therein, may at any time be correctly weighed, known or aſcertained by any ſuch Officer or Officers, into which Veſſel or Veſſels every ſuch Maker or Makers ſhall run or put and collect all his rectified or purified Acetous Acid as the ſame is made, and before the ſame or any Part thereof ſhall be removed from ſuch entered Place for Sale or otherwiſe, and ſhall continue the ſame therein until the proper Officer ſhall have taken a true Account thereof; and if any ſuch Maker or Makers ſhall neglect or refuſe to provide ſuch Veſſel or Veſſels as aforeſaid, or in any reſpect change or alter the ſame, or to give ſuch Notice thereof as aforeſaid, or give any falſe Notice thereof, or remove any ſuch Acetous Acid from his, her or their Workhouſe or Place in which the ſame ſhall have been rectified or purified, or mix the ſame or any Part thereof with his, her or their Stock, without firſt running or putting and collecting the ſame and every Part thereof into ſuch Veſſel or Veſſels as aforeſaid, and continuing the ſame and every Part thereof therein until the proper Officer ſhall have taken a true Account thereof, or ſhall by any Device or Contrivance deceive or hinder or prevent the Officer in or from weighing or taking a true Account of all ſuch Acetous Acid, according to the actual Quantity and Strength thereof, and charging the Duty aforeſaid accordingly, every ſuch Maker or Makers ſhall for every ſuch Offence forfeit and loſe the Sum of One hundred Pounds.

Not providing ſuch Veſſels, or removing Acid before Account is taken, &c.

Penalty 100l.

Officer on diſcovering a Deficiency in the Quantity of Vinegar, &c. which ſhould have been produced, to charge ſuch Deficiency with the Duty, unleſs ſatisfactorily accounted for.

XX. And be it further enacted, That if at any time or times hereafter any Officer or Officers of Exciſe ſhall find or diſcover that the Quantity of Vinegar or Acetous Acid called Pyroligneous Acid, made, extracted, rectified or purified from Pyrolignite or Acetate of Lime or Soda, by any ſuch Maker or Makers as aforeſaid, and taken account of and charged with Duty in any of the Quarters ending reſpectively on the Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July* and Tenth Day of *October* in every Year, ſhall be deficient or fall ſhort of the Quantity of Vinegar or Acetous Acid which ſhould or ought to have been or was capable of being produced from the Pyrolignite or Acetate of Lime or Soda reſpectively received by ſuch Maker or Makers within ſuch Quarter reſpectively for the Purpoſe of being rectified or purified, computing dry or concrete Pyrolignite or Acetate of Lime to produce Three Quarters of a Gallon of Acetous Acid of the Strength of Proof for every Pound Avoirdupois thereof, and dry or concrete Pyrolignite or Acetate of Soda to produce One Gallon of Acetous Acid of the Strength of Proof for every Pound Avoirdupois, and Acetate of Lime in Solu-

tion to produce One Gallon of Acetous Acid of the Strength of Proof for every Two Gallons thereof of like Strength, and Acetate of Soda in Solution to produce Two Gallons of Acetous Acid of the Strength of Proof for every Three Gallons thereof of the like Strength thereof, without such Deficiency being duly accounted for to the Satisfaction of the Officer, such Officer or Officers is and are hereby authorized and required to charge such Maker and Makers with Duty on so much and such Quantity of such Acetous Acid of the Strength of Proof as shall be equal to the Quantity so found or discovered to be deficient.

Permit to be obtained on the Removal of Vinegar without Fee.

XXI. And be it further enacted, That when any Vinegar Maker or Makers shall have Occasion to remove from his, her or their Stock any Vinegar or Acetous Acid subject to the Duties by this Act imposed, the proper Officer or Officers of Excise of the respective Division where such entered Warehouse or Warehouses shall be situated, shall without Fee or Reward, from time to time, upon a Request Note being made and delivered, according to the Directions of this Act, by such Maker or Makers, grant and give a Permit in Writing, signed by the said respective Officer or Officers, expressing the Quantity, Quality and Strength (if exceeding Proof) of Vinegar or Acetous Acid to be removed, the Name or Names of the Persons from and to whom the same is intended to be removed, and that the Duty thereon has been paid, and limiting the time in which such Vinegar or Acetous Acid shall be removed from and out of the Warehouse after taking out such Permit, and the time in which such Vinegar or Acetous Acid shall be delivered or received into the Warehouse or Warehouses, or other Place or Places, of the Person or Persons to whom the same is to be sent: Provided always, that no Permit shall be granted to any Vinegar Maker or Makers for the Removal of more Vinegar or Acetous Acid, cast and computed at Proof as aforesaid, than the Quantity for or in respect of which he, she or they shall have been charged with Duty or received by Permit, delivered to and taken account of by the Officer, and shall accordingly then have Credit in Stock, and that every Request Note from any Vinegar Maker or Makers for that Purpose shall be void; and that no such Permit as aforesaid shall be granted, or be valid, unless such Maker or Makers requiring the same shall make and send or deliver to the Officer or Officers of Excise hereby authorized to grant such Permit, a Request Note in Writing specifying the Name of the Person to whom such Vinegar or Acetous Acid is intended to be sent, the Quantity, Quality and Strength (if exceeding Proof) thereof; and also the Number and respective Content of the Casks, Bottles, Jars or Vessels containing the same, and likewise whether the same is to be removed by Land or by Water, and by what Mode of Conveyance the same is intended to be sent; and all such Vinegar or Acetous Acid which shall be removed by or from the Stock of such Maker or Makers without such Permit as aforesaid, or under a Description not conformable to this Act, or under a false Description, or exceeding the Quantity or Strength expressed in the Permit accompanying the same, together with the Casks, Bottles, Jars, Vessels and other Packages containing the same, shall be forfeited, and shall and may be seized by any Officer or Officers of Excise; and the Maker or Makers from whose Stock the same

Conditions on which Permit granted.

Request Note, &c. for Permit.

Vinegar removed without Permit in manner herein described forfeited, and Penalty 100l.

shall be sent out, shall for every such Offence incur a Penalty of One hundred Pounds.

Dealers to make Entry of Premises at the next Excise Office, to whom the Officer shall deliver Books with printed Forms, and no Vinegar exceeding 10 Gallons shall be sent out without a Certificate filled up and taken from such Books signed by Dealer.

XXII. And be it further enacted, That all and every Dealer in, Retailer or Seller of Vinegar or Acetous Acid, shall make Entry at the neareſt Office of Exciſe of his, her or their Warehouſe, Storehouſe, Cellar, Shop or other Place or Places, in which he, ſhe or they ſhall ſtore, depoſit or keep ſuch Vinegar or Acetous Acid or Liquor aforeſaid, and before receiving any Vinegar or Acetous Acid or Liquors aforeſaid for Sale; and that every ſuch Dealer in, Retailer or Seller (not being a Vinegar Maker or Makers at any entered Place or Places within the Diſtance of a Quarter of a Mile from ſuch Warehouſe, Storehouſe, Cellar, Shop or other Place or Places) ſhall upon Demand receive from the proper Officer of Exciſe a Book or Books, to be prepared with proper printed Forms and Titles, for the Purpoſes hereinafter mentioned, and to be kept by every ſuch Dealer in, Retailer and Seller of Vinegar or Acetous Acid, in ſome public and open Part of his, her or their entered Premiſes; and that from and after the Tenth Day of *October* One thouſand eight hundred and eighteen no Vinegar or Acetous Acid exceeding Ten Gallons at any one time ſhall be ſold, ſent out or delivered by any ſuch Dealer in, Retailer or Seller of Vinegar or Acetous Acid, to any Perſon or Perſons whatſoever, without being accompanied by a Certificate filled up and cut out progreſſively from the printed Forms of ſuch Certificates contained in ſuch Book as aforeſaid, ſigned by ſuch Dealer in, Retailer or Seller of Vinegar or Acetous Acid ſelling, ſending out or delivering the ſame, or ſome Perſon or Perſons on his, her or their behalf, certifying the Date thereof, the Quantity of ſuch Vinegar or Acetous Acid and the Strength thereof (if above Proof), to whom ſold, from whoſe Stock delivered, and that the Duty has been paid thereon; and that every ſuch Dealer in, Retailer or Seller of Vinegar or Acetous Acid, ſelling, ſending out or delivering any Vinegar or Acetous Acid exceeding Ten Gallons at any one time as aforeſaid, ſhall at the ſame time make a correſpondent Entry thereof, containing the ſame Particulars, in ſuch Boat as aforeſaid; and that ſuch Book, with ſuch Entries ſo made therein as aforeſaid, ſhall at all times lie open and expoſed in the entered Premiſes of ſuch Dealer in, Retailer or Seller of Vinegar or Acetous Acid as aforeſaid, to the Peruſal of any Officer or Officers of Exciſe, and ſhall be delivered by ſuch Dealer in, Retailer or Seller of Vinegar or Acetous Acid as aforeſaid, to any Officer or Officers of Exciſe upon Demand; and if any ſuch Dealer in, Retailer or Seller of Vinegar or Acetous Acid ſhall refuſe or neglect to make ſuch Entry as aforeſaid of all his, her or their Warehouſes, Storehouſes, Cellars, Shops and other Places for ſtoring or keeping Vinegar or Acetous Acid, or ſhall at any time obſtruct or hinder any Officer or Officers of Exciſe from entering therein, or inſpecting, ſurveying, weighing or taking an Account of his, her or their Stock of Vinegar or Acetous Acid, or ſhall conceal any Part of ſuch Vinegar or Acetous Acid from the Sight or View of the Officer or Officers, or ſhall ſell, ſend out or deliver any Quantity of Vinegar or Acetous Acid exceeding Ten Gallons at any one time unaccompanied by ſuch Certificate as aforeſaid, or making ſuch Entry in ſuch Book as aforeſaid, or ſhall convey away or conceal any ſuch Book or Books as aforeſaid, or cancel, obliterate, deſtroy or tear out any Leaf or Leaves

Books to be open for Inſpection of Officer.

Dealers neglecting to make Entry, obſtructing Officers, concealing Vinegar, &c.

Leaves therefrom, or Entry or Entries therein, or shall make any false Entry or Entries therein, or shall oppose, molest, obstruct or hinder any Officer or Officers of Excise in inspecting any such Book or Books, or any such Entry or Entries therein as aforesaid, or shall at any time neglect or refuse, when required, to give up to any Officer or Officers such Book or Books as aforesaid, all and every such Dealer in, Retailer or Seller of Vinegar or Acetous Acid so offending, shall for every such Offence severally forfeit and lose the Sum of One hundred Pounds; and all Vinegar or Acetous Acid exceeding Ten Gallons, removing or removed from the Stock of any such Dealer or Dealers as aforesaid, without being accompanied by such Certificate as aforesaid, and all Vinegar or Acetous Acid found in the Possession of any unentered Dealer in, or Retailer or Seller of Vinegar, Acetous Acid, or in any unentered Warehouse, Storehouse, Cellar, Shop or other Place of any Dealer in, or Retailer or Seller of Vinegar or Acetous Acid, shall be forfeited, and shall and may be seized by any Officer or Officers of Excise; and the Person or Persons removing, carrying or conveying the same, or aiding or assisting therein, or in whose Custody the same shall be found, shall forfeit and lose the Sum of One hundred Pounds.

Penalty 100l. Vinegar removing without Certificate, or found in Possession of an unlicensed Dealer, forfeited, and Person removing it, &c.

XXIII. And be it further enacted, That any Officer or Officers of Excise shall and may at any time or times take an Account of the Stock of Vinegar or Acetous Acid respectively of any Maker or Makers of or Dealer or Dealers in Vinegar or Acetous Acid liable or subject to the Duties or any of them imposed by this Act; and if, on taking any such Account, the Quantity of Vinegar or Acetous Acid respectively found in any such Stock, added to the Quantity for which Permits shall have been granted, or Certificates sent out as directed by this Act, since the time of taking the last preceding Account of such Stock, shall exceed the Quantity of Vinegar or Acetous Acid respectively found in such Stock at the time of taking such last preceding Account, added to the Quantity since made, or legally received with Permit or Certificate, duly delivered to the proper Officer, into such Stock as aforesaid, such Vinegar or Acetous Acid respectively, when above Proof, being cast and computed at that Strength, a Quantity of Vinegar or Acetous Acid equal to the Quantity found in Excess shall be forfeited and lost, and shall and may be seized and taken by the Officer or Officers of Excise who shall discover the same, from and out of such Stock; and the Person or Persons in whose Stock such Quantity of Vinegar or Acetous Acid so found in Excess shall be discovered, shall forfeit and lose the Sum of One hundred Pounds.

Penalty 100l. Officer in taking Stock, on finding an Excess, the Quantity in Excess forfeited and seized.

Penalty 100l.

'XXIV. And Whereas by an Act made in the Sixth Year of 6 G. 3. c. 14. § 16.
'the Reign of His present Majesty, for repealing the Duties granted
'upon Cider and Perry by an Act made in the Third Year of His
'present Majesty's Reign, and for granting other Duties on Cider
'and Perry in lieu thereof, and for more effectually securing the
'Duties on Cider and Perry imposed by several former Acts, in case
'any Cider or Perry which hath been charged with and paid the
'Duties by that Act imposed shall be unfit for Sale as Cider and
'Perry, and shall be charged with the Duties upon Vinegar, it is
'directed that the said Duties upon Cider or Perry thereon charged
'and paid, shall be allowed and drawn back on such Proof as is
'therein mentioned: And Whereas it is expedient to repeal so much

'of the ſaid Act as is herein recited:' Be it therefore enacted, That from and after the paſſing of this Act, ſo much of the ſaid Act as is hereinbefore recited ſhall be, and is, and the ſame is hereby repealed.

repealed.

Vinegar or Materials found concealed, adulterated, &c. forfeited and Penalty 100l.

XXV. And be it further enacted, That if any Perſon or Perſons ſhall remove, depoſit, hide or conceal any Vinegar or Acetous Acid, or Liquors preparing for Vinegar or Acetous Acid, or capable of being uſed as or applied to the Purpoſes thereof, or any Material or Materials for making, rectifying or purifying the ſame, ſubject or liable to the Duties of Exciſe hereby impoſed, with Intent to evade the Payment of ſuch Duties, or ſo that His Majeſty may be defrauded therein; or ſhall adulterate or mix with any Vinegar or Acetous Acid any other Acid (except Sulphuric Acid), in the Proportion not exceeding One Thouſandth Part thereof by Weight, all ſuch Vinegar or Acetous Acid, Liquors and Materials ſo removed, taken away, hidden, concealed or adulterated, ſhall be forfeited and loſt, and ſhall and may be ſeized by any Officer or Officers of Exciſe; and over and beſide ſuch Forfeiture, all and every Perſon or Perſons ſo offending, and all Perſon and Perſons aiding or aſſiſting or concerned therein, or receiving any ſuch Vinegar or Acetous Acid, Liquors or Materials, without ſuch Permit or Certificate as aforeſaid, or with any falſe Permit or Certificate, ſhall ſeverally forfeit and loſe the Sum of One hundred Pounds.

Commiſſioners may compound for the Duty with any Rectifier.

XXVI. And be it further enacted, That it ſhall and may be lawful to and for the Commiſſioners of Exciſe for the time being, or the major Part of them reſpectively, from time to time to compound for the Duty by this Act impoſed for and in reſpect of Acetous Acid made in *Great Britain*, with any Rectifier or Purifier of Acetous Acid, in ſuch manner and Form, and upon ſuch Terms and Conditions, as ſhall in the Judgment of ſuch Commiſſioners be moſt to the Advantage and Improvement of the Receipts of the ſaid Duty; any thing in this or any other Act to the contrary thereof notwithſtanding.

If any Queſtion ſhall ariſe, whether Vinegar or Acetous Acid ſeized be really ſo; the Proof to lie on the Owner.

XXVII. And be it further enacted, That if any Queſtion ſhall ariſe whether any Vinegar or Acetous Acid, or Liquors or Materials prepared or preparing for, or capable of being uſed as or applied to the Purpoſes of Vinegar or Acetous Acid, or which ſhall have been ſo uſed or applied reſpectively, which ſhall be ſeized as and for Vinegar or Acetous Acid, or Liquors or Materials prepared or preparing for, or capable of being uſed as or applied to the Purpoſes of Vinegar or Acetous Acid, or which ſhall have been ſo uſed or applied reſpectively, forfeited under or by virtue of this Act, be Vinegar or Acetous Acid, or Liquors or Materials prepared or preparing for, or capable of being uſed as or applied to the Purpoſes of Vinegar or Acetous Acid, or which ſhall have been ſo uſed or applied reſpectively, for or on which ſuch Forfeiture is by this Act impoſed; the Proof of ſuch Vinegar or Acetous Acid, or Liquors or Materials prepared or preparing for, or capable of being uſed as or of being applied to the Purpoſes of Vinegar or Acetous Acid, or which ſhall have been ſo uſed or applied reſpectively, not being Vinegar or Acetous Acid, or Liquors or Materials prepared or preparing for, or capable of being uſed as or applied to the Purpoſes of Vinegar or Acetous Acid, or which ſhall have been ſo uſed or applied reſpectively, for or on which ſuch Forfeiture is by this Act impoſed, ſhall lie upon the Owner or Claimer thereof.

XXVIII. And

XXVIII. And be it further enacted, That all and every of the Powers, Directions, Rules, Penalties, Forfeitures, Clauſes, matters and things which in and by an Act made in the Twelfth Year of the Reign of King *Charles* the Second, intituled *An Act for taking away the Court of Wards and Liveries and Tenures in Capite, and by Knights' Service and Purveyance; and for ſettling a Revenue upon His Majeſty in lieu thereof*; or by any other Law now in force relating to His Majeſty's Revenue of Exciſe, are provided and eſtabliſhed, ſhall be (except ſo far as any of them may be altered by this Act) practiſed, uſed and put in Execution, in and for the Purpoſes of this Act, as fully and effectually to all Intents and Purpoſes, as if all and every the ſaid Powers, Rules, Directions, Penalties, Forfeitures, Clauſes, matters and things, were particularly repeated and re-enacted in this preſent Act. Powers of 12 C. 2. c. 24. or any other Law of Exciſe, to extend to this Act.

XXIX. And be it further enacted, That all Fines, Penalties and Forfeitures impoſed by this Act ſhall be ſued for, recovered, levied or mitigated by ſuch ways, means or Methods as any Fine, Penalty or Forfeiture may be ſued for, recovered, levied or mitigated by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint or Information in any of His Majeſty's Courts of Record at *Weſtminſter*, or in the Court of Exchequer in *Scotland*, reſpectively; and that One Moiety of every ſuch Fine, Penalty or Forfeiture ſhall be to His Majeſty, His Heirs and Succeſſors, and the other Moiety to him, her or them, who ſhall diſcover, inform or ſue for the ſame. Recovery and Application of Penalties.

CAP. LXVI.

An Act to empower any Three or more of the Commiſſioners for the Reduction of the National Debt to exerciſe all the Powers and Authorities given to the ſaid Commiſſioners by any Act or Acts of Parliament. [3d *June* 1818.]

'WHEREAS an Act paſſed in the Twenty ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for veſting certain Sums in Commiſſioners at the End of every Quarter of a Year, to be by them applied to the Reduction of the National Debt*: And Whereas another Act paſſed in the Fifty ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for amending two Acts paſſed in the Forty eighth and Forty ninth Years of His preſent Majeſty, for enabling the Commiſſioners for the Reduction of the National Debt to grant Life Annuities*: And Whereas it was by the ſaid firſt recited Act enacted, that all the Powers, and Authorities which the ſaid Commiſſioners were or might be enabled to exerciſe by the ſaid recited Act, or any future Act or Acts of Parliament, ſhould and might be exerciſed by any Number not leſs than Four: And Whereas by the ſaid laſt recited Act it was enacted, that it ſhould be lawful for any Three or more of the ſaid Commiſſioners for the Reduction of the National Debt to execute and do all matters and things which by the Acts therein recited and the ſaid recited Act the ſaid Commiſſioners are required and empowered to do: And Whereas Doubts have ariſen as to whether certain Acts, matters and things authorized and required to be done by the ſaid Commiſſioners under ſeveral Acts of Parliament can be executed and done by Three of ſuch Commiſſioners; and it is expedient that ſuch Doubts ſhould be removed, and that any 26 G. 3. c. 31. 52 G. 3. c. 129. 26 G. 3. c. 31. § 14.

'Three or more of the ſaid Commiſſioners ſhould be empowered to act in all caſes:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall be lawful for any Three or more of the Commiſſioners for the Reduction of the National Debt for the time being, and they are hereby authorized and empowered, to uſe and exerciſe all Powers and Authorities, and to execute and do all Acts, matters and things, which by virtue of any Act or Acts heretofore paſſed and now in force, or which may hereafter be paſſed, the ſaid Commiſſioners are or may be required or authorized or empowered to uſe, exerciſe, execute, perform or do; any thing in any Act or Acts to the contrary notwithſtanding.

Three Commiſſioners empowered to act.

II. And be it further enacted, That all the Powers and Authorities which ſhall have been heretofore exerciſed and performed, and all Acts, matters and things which ſhall have been executed and done, by any Three or more of the Commiſſioners for the Reduction of the National Debt, ſhall be as valid and effectual in all Reſpects and to all Intents and Purpoſes as if ſuch Powers and Authorities had been exerciſed, and ſuch Acts, matters and things executed and done, by any Four of ſuch Commiſſioners; any thing in any Act or Acts to the contrary notwithſtanding.

Powers exerciſed by Three Commiſſioners as valid as if done by Four.

CAP. LXVII.

An Act to provide for the more deliberate Inveſtigation of Preſentments to be made by Grand Juries for Roads and Public Works in *Ireland*, and for accounting for Money raiſed by ſuch Preſentments. [3d *June* 1818.]

57 G. 3. c. 107. (ſuſpended by 58 G. 3. c. 1.)

'WHEREAS an Act was paſſed in the laſt Seſſion of Parliament, intituled *An Act to provide for the more deliberate Inveſtigation of Preſentments to be made by Grand Juries for Roads and Public Works in* Ireland, *and for accounting for Money raiſed by ſuch Preſentments*; and by an Act made in the preſent Seſſion of Parliament, the Operation of the ſaid recited Act of the laſt Seſſion was ſuſpended until the End of the preſent Seſſion of Parliament; and it is expedient that the ſaid recited Act of the laſt Seſſion of Parliament ſhould be repealed, and that more effectual Proviſions ſhould be made for the regular and deliberate Inveſtigation of the Neceſſity and Propriety of all Roads, Buildings and Works, which may be propoſed to be executed under the Preſentment of the ſeveral Grand Juries in *Ireland*, under and by virtue of ſundry Acts of Parliament;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act, the ſaid recited Act of the laſt Seſſion of Parliament ſhall be and the ſame is hereby repealed.

57 G. 3. c. 107. repealed.

II. And be it further enacted, That it ſhall and may be lawful for every Magiſtrate of every County, County of a City, and County of a Town in *Ireland*, within their reſpective Juriſdiction, who ſhall be ſeiſed and poſſeſſed of a Freehold Eſtate in Fee Simple or Fee Tail, or as Tenant for Life under Deed or Deviſe, in Poſſeſſion of the annual

Magiſtrates of certain Qualifications to meet in Counties, Counties of Cities, &c.

annual Value of Three hundred Pounds at leaſt, or of a Leaſehold Eſtate in Perpetuity, or for Life or Lives, or for any Term of Years not leſs than Twenty Years unexpired, of the annual Value of Five hundred Pounds at the leaſt, or who ſhall be Heir Apparent to any Perſon ſeiſed or poſſeſſed of Freehold or Leaſehold Eſtates of ſuch Amount, or who ſhall be entitled to act as a Magiſtrate for any County of a City or County of a Town, or for any City and Liberties, according to the Charter of Incorporation of ſuch City or Town, although not poſſeſſed of a Freehold or Leaſehold Eſtate to the ſeveral Amounts aforeſaid, to aſſemble, and ſuch Magiſtrates are hereby required to aſſemble, in the Court Houſes and other uſual Places of holding the Seſſions in each and every County, County of a City, or County of a Town, at the General Quarter Seſſions of the Peace holden and to be holden in the Month of *January*, and alſo at the Quarter Seſſions holden and to be holden neareſt to *Eaſter* in each and every Year, immediately after all the uſual Crown or Criminal Buſineſs at ſuch Seſſions ſhall have been completed; and ſuch Magiſtrates ſo aſſembled ſhall at every ſuch Seſſions and Adjournment thereof, upon the Bench in open Court, proceed to take into Conſideration all Applications or Propoſals for the making or repairing of Roads, or for the executing of any Public Works belonging to the County of a City, County of a Town, or Diſtrict in which ſuch Magiſtrates are ſo aſſembled, in manner hereinafter mentioned; and ſhall adjourn ſuch Seſſions, for the Purpoſes of this Act, from Place to Place, within every County of *Ireland*, until ſuch Seſſions ſhall have been holden at all the ſeveral Court Houſes and other Places of holding ſuch Seſſions within each County, where ſuch Seſſions ſhall be then holden for the Diſcharge of Crown or Criminal Buſineſs; and ſuch Magiſtrates ſhall have Power to adjourn from Day to Day only (except from *Saturday* to *Monday*) and from Place to Place, until ſuch Seſſions ſhall be completed in all ſuch Places as aforeſaid; all ſuch Applications or Propoſals as ſhall relate to any Roads or Public Works, for which it is intended to apply for Preſentments at the Spring Aſſizes, ſhall be conſidered at ſome ſuch Seſſions or Adjournment thereof, to be holden in the Month of *January* next preceding ſuch Aſſizes; and all ſuch Applications or Propoſals as ſhall relate to any Roads or Public Works, for which it is intended to apply for Preſentments at the Summer Aſſizes, ſhall be conſidered at ſome ſuch Seſſions or Adjournment thereof to be holden neareſt to *Eaſter* next preceding ſuch Aſſizes.

Applications for making Roads or executing public Works to be then taken into Conſideration at the times herein mentioned.

III. And be it further enacted, That it ſhall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, upon any Repreſentation to be to him made by the Grand Jury for that Purpoſe, at any Aſſizes for any County, to nominate and appoint any one or more additional Town or Towns, Place or Places, within ſuch County, at which Town or Towns, Place or Places, Special Seſſions ſhall and may be holden at the ſaid ſeveral Periods, for the Purpoſe of carrying this Act into Execution within and for ſuch Diſtrict or Diſtricts, to be meaſured by and to conſiſt of Baronies, Half Baronies or Pariſhes, as ſhall, by Order of ſuch Lord Lieutenant or other Chief Governor or Governors, upon ſuch Repreſentation as aforeſaid, be annexed to ſuch Town or Towns, Place or Places, for the Purpoſes of this Act; and ſuch Special Seſſions, for the Purpoſes of this Act, ſhall be holden

Additional Places may be appointed by Lord Lieutenant, on Application of Grand Jury, for holding Special Seſſion for executing Act.

at and adjourned to such Towns or Places, so mentioned and appointed, in like manner as is hereinbefore required, with respect to the holding and adjourning Sessions at or to the several Places of holding Sessions for Crown or Criminal Business, until such Sessions shall have been holden at all the said Places respectively within each County.

Magistrates sworn to execute Act.

IV. And be it further enacted, That at the First Meeting of such Magistrates at such Sessions (not less than Three Magistrates being present, or the whole Number of Magistrates in any County of a Town where such Number shall be less than Three), every Magistrate at such Meeting shall take and subscribe an Oath, according to the Form in Schedule (A.) to this Act annexed, by and before any Two of the said Magistrates so being present (which Oath any One of such Magistrates is hereby authorized to administer); and every Magistrate who shall attend at any such Meeting, or any Adjournment thereof, shall, before acting in Execution of this Act, take and subscribe such Oath in like manner: Provided always, that such Magistrate shall preside as Chairman at every such Meeting or Adjournment thereof, as shall be chosen by the Majority of the Magistrates then present.

Who to preside as Chairman.

Chairman to send List of Magistrates qualifying, to Secretary of Grand Jury.

Secretary to attend, &c.

V. And be it further enacted, That the Chairman presiding at each and every such Meeting held under this Act, shall deliver to the Secretary of the Grand Jury of the County, County of a City or Town respectively, a correct List, signed by himself, of the Magistrates who shall have taken and subscribed the said Oath, and who shall have been present at each such Meeting respectively; which List shall be laid before the Grand Jury by the said Secretary at the ensuing Assizes; and such Secretary is hereby required to attend each and every such Meeting, and act as Clerk to the Magistrates there assembled; and shall also from time to time transmit or deliver all the Oaths of Qualification so made by such Magistrates to the Clerk of the Peace of the County, to be by him preserved among the Records of the County.

Notice of Applications for Proposals for Repairs of Roads, &c. to be posted as herein mentioned.

VI. And be it further enacted, That Notices in Writing of all Applications, Requests or Proposals for the laying out, forming, making or repairing of Roads, or for building or repairing of Court Houses, Sessions Houses, Bridges or Walls, or for executing any other public Works, intended to be submitted to the Magistrates at such Sessions, shall be posted, by or on behalf of the Persons making such Proposals, on the Door of the Parish Church, where there is any such Church in Repair, and where there is not any such Church in Repair, then on the Door of the next adjoining Parish Church which is in Repair, and also on the Door of any Roman Catholic Chapel which may be within the Parish to which such Proposal relates, upon the *Sunday* next but one previous to the First Day of holding such General Quarter Sessions, in the Forenoon, between the Hours of Nine and Twelve o'Clock.

All Acts requiring grounding Affidavits repealed.

VII. And be it further enacted, That from and after the First Day of *November* next ensuing the passing of this Act, all such Parts of any Act or Acts in force in *Ireland* as require any Affidavit or Affidavits to be made for the Purpose of grounding any Presentment or Presentments for the making or repairing any Road, or executing any public Work, shall, as to such Roads and public Works, be and the same are hereby repealed; and that in lieu thereof, whenever it

shall be intended that any Application, Request or Proposal shall be made to the Magistrates at any Sessions to be holden pursuant to this Act, for the laying out, forming, making or repairing of Roads, or for building or repairing of Court Houses, Sessions Houses, Bridges or Walls, or for executing any other public Works, such Application shall be made in Writing, as nearly as may be in some one of the Forms marked (B, C, D, E, F, G, and H) in the Schedule to this Act annexed, respectively set forth, signed by at least two Persons, fully describing the Nature of the Road, Building or Work proposed or desired, accompanied with a detailed Estimate of the Expence thereof, a Specification of the Quantity and Nature of the Materials to be used, and also with such Maps, Sections, Ground Plans and Elevations, as shall be necessary for fully explaining and ascertaining the Situation, Nature, Utility and probable Expence of such Road, Building or Work respectively; and every such Estimate, Specification, Map, Ground Plan, Section and Elevation, shall be signed by some known Surveyor, Engineer or Architect, or by some other competent Person; and the Expence attending the making of every such Estimate, Map, Section, Ground Plan and Elevation, shall be defrayed and borne by the Persons making such Application, or one of them.

In lieu thereof, Application for Roads and Works to be made to Sessions in writing, with Estimates and Maps annexed, and signed by a Surveyor, &c.

By whom Expence defrayed.

VIII. Provided always, and be it enacted, That no Presentment shall be made for laying out any such new Road, unless it shall appear to the Grand Jury, by the Affidavit of One credible Witness, sworn before a Justice of the Peace for such County, that a Map of such new Road has been deposited with the Treasurer of the County Twenty one Days at least before the Commission Day of the Assizes, and that a Notice setting forth that an Application is intended to be made at the next Assizes for a Presentment to lay out a new Road from to distinguishing the several Townlands and Baronies or Half Baronies through which it is intended to be carried, with the Number of Perches it is to be made in Length through each Townland, has been personally served upon or left at the House of each Occupier of the Land through which such new Road is intended to be made in such County, Twenty one Days at least before the Commission Day of the Assizes, and that a like Notice has been also posted upon the Door of the County Court House Twenty one Days at least before the Commission Day of the Assizes; nor unless it shall also appear, by an Affidavit sworn in like manner, unless the same be from Post Town to Post Town, and presented under the Regulations of an Act passed in *Ireland* in the Thirty second Year of His present Majesty, intituled *An Act for improving and keeping in Repair the Post Roads of this Kingdom*, that no Part of such new Road is to be made through any Deer Park or Field enclosed with a Wall built of Lime and Stone or Bricks Five Feet high or more, without the Consent of the Owner thereof; and no Part thereof is to be made through any House entirely built with Lime and Stone or Bricks, or through any Office or Orchard belonging to any Person inhabiting a House so built, without the Consent of such Person.

Affidavit required as to new Road.

Affidavit to state that Road is not to be made through any Deer Park, &c.

(Exception,) without Consent of Owner, &c.

IX. Provided also, and be it enacted, That nothing in this Act contained shall repeal any Part of any Act or Acts now in force in *Ireland* requiring certain Affidavits to be taken by Supervisors and Deputy

Proviso for Acts requiring Affidavits by Supervisors.

Deputy Supervisors, for grounding any Presentment or Presentments for Money advanced by them.

Estimate written on stamped Paper.

X. And be it further enacted, That every such Estimate shall be written upon a Paper stamped in the same manner and with the same Amount of Stamp Duty as is or shall by Law be payable for and in respect of the Affidavit necessary for grounding the Presentment so applied for.

How and upon what Scale Maps of Roads shall be drawn to accompany Applications for them.

XI. And be it further enacted, That whenever any such Application shall be for the making any new Road or Line of Road, whatever the proposed Length of such Road shall be, or for the widening any old Road, or for the lowering any Hill, or for the filling up of any Hollow in any Line of Road, the Map or Plan accompanying the Estimate on such Application shall be drawn upon a Scale not less than that of Twenty Perches to an Inch; and such Map or Plan shall correctly exhibit the Ground Plan of every such proposed Road, and also of every adjoining public Road or Highway with which it may be necessary or desirable to compare it, in order to determine on the Expediency of complying with such Application; and such Map or Plan shall also be shaded in such manner as to represent and exhibit the Situation of all Hills occurring on the Line of any such proposed or existing Road, and also shall exhibit all Streams of Water which may run or flow across any such proposed or existing Road, and all Bogs or Marshes through which any such proposed or existing Road may pass, and the Boundaries and Denominations of all such Townlands as any such Road shall traverse, so far as they are respectively interfected by the said Road, and all Houses standing or being within Ten Perches of any such proposed or existing Road respectively, and the Names of the occupying Tenants thereof respectively; and every such Map or Plan shall be accompanied by a perpendicular Section of every such proposed and existing Road, and in the Case of a new Road by a Cross Section likewise of the same, showing the intended Form of the said new Road, and the Depth and Position of the Materials to be employed thereon; the Scale of which Section or Sections shall be in such Proportion to the Ground Plan of such proposed and existing Roads, as shall be convenient for the due Comparison of such Sections and Ground Plans with each other, and every such Map and perpendicular Section shall show in every Part of all such proposed or existing Roads, and of all such Hills and Hollows as shall be delineated in such Map, the Degree of Rise or Fall and Inclination or Declination (expressed in Feet and Inches) of every Part of the Surface of such Roads, Hills and Hollows respectively; and the Height (expressed in Feet and Inches) of every Part of such Surface above the base Line thereof.

Estimates, &c. lodged with Secretary of Grand Jury 15 Days before each Session, &c. Secretary to arrange and number Estimates, and make separate Schedules of the same.

XII. And be it further enacted, That every such Application, with the Estimates, Maps, Sections, Ground Plans and Elevations relating thereto shall be lodged with the Secretary of the Grand Jury Fifteen Days at the least previous to the first Day of the said *January* and *Easter* Quarter Sessions to be holden respectively in each and every Year; and every such Secretary shall, immediately upon the Receipt of such Applications, with the Estimates, Plans and other Matters relating thereto, arrange the same to the best of his Skill and Knowledge, according to the several Districts in which they shall be to be taken into Consideration, and shall number and make Abstracts of the Contents of the same in separate Schedules, (that is to say, One Schedule

dule for each Diſtrict); and every Abſtract in every ſuch Schedule ſhall be marked with a Number correſponding with the Numbers indorſed upon the ſeveral Applications, and in ſuch manner as that all the propoſed Repairs on any Line of Road ſhall be placed in regular Order one after the other.

Secretary of Grand Jury to lay Applications, Eſtimates, &c. before Seſſions.

XIII. And be it further enacted, That the ſaid Secretary of the Grand Jury ſhall lay before ſuch Magiſtrates at every ſuch Seſſions reſpectively, and the ſeveral Adjournments thereof, all the Applications with the Eſtimates, Maps and other Matters relating thereto reſpectively, which ſhall have been lodged with him as aforeſaid, for executing public Works within the Diſtrict or County of a City or County of a Town in which ſuch Magiſtrates ſhall be ſo aſſembled, together with the Schedule of the ſame ſo made by him as aforeſaid; and the Surveyor or other Perſon by whom any ſuch Eſtimate ſhall be ſigned as required by this Act, ſhall attend at ſuch Seſſions (at the Expence of the Parties making ſuch Application), and ſhall be there ſworn before the ſaid Magiſtrates in open Court upon the Bench, to the Truth of ſuch Eſtimate, and of all Maps, Plans and Papers ſigned by ſuch Surveyor or other Perſon; whereupon ſuch Eſtimate ſhall be marked "Sworn," and ſigned by the preſiding Magiſtrate; and ſuch Surveyor or other Perſon ſhall alſo be ſworn in open Court to make true Anſwer to all ſuch Queſtions as ſhall be then aſked of him reſpecting ſuch propoſed Work; and it ſhall be lawful for any Perſon deſiring Information reſpecting the Particulars of ſuch propoſed Work, to examine ſuch Surveyor or other Perſon having ſo ſigned and ſworn to the ſame; and ſuch Magiſtrates ſo aſſembled, or ſuch Number as ſhall be preſent, being not leſs than Three, ſhall proceed in open Court, upon the Bench there, to take into Conſideration and diſpoſe of all ſuch Applications whereof Notice ſhall have been poſted and given in manner required by this Act (ſuch Notice to be proved on Oath to the Satisfaction of ſuch Magiſtrates), and the Eſtimate, Maps, Plans and Papers relating whereto ſhall be ſworn at ſuch Seſſions in manner required by this Act, and none others; and ſuch of the ſaid Applications as ſhall be approved by the Majority at ſuch Seſſions as aforeſaid, ſhall be ſigned by the Chairman, with the word "Approved" prefixed; and all ſuch Propoſals as ſhall be diſapproved by the Majority at ſuch Seſſions, ſhall be ſigned by the Chairman with the word "Diſapproved" prefixed; and ſuch Chairman, in all caſes when the Numbers are equal, ſhall have a caſting Voice: Provided always, that all Eſtimates relating to ſuch Applications ſhall be ſworn before the Magiſtrates aſſembled as aforeſaid within the Diſtrict in which the Road or Work to which ſuch Application ſhall relate is propoſed to be executed; and that in all caſes the Chairman of ſuch Seſſions, and ſome One other Magiſtrate preſent at ſuch Seſſion, ſhall both of them ſign the Jurat of every ſuch Affidavit; and ſo ſoon as the Magiſtrates aſſembled at ſuch Seſſions ſhall have examined and decided upon all ſuch Applications in ſuch Diſtricts as ſhall be laid before them at ſuch Seſſions, the Chairman of ſuch Seſſions ſhall deliver all ſuch Applications, whether approved or diſapproved, together with the Eſtimates, Maps, Plans and all other Matters relating to the ſame, to the ſaid Secretary of the Grand Jury; and all ſuch Applications, whether approved or diſapproved, ſhall by the ſaid Secretary of the Grand Jury be laid before the Grand Jury at the next enſuing Aſſizes.

Notice of Application.

Eſtimates to be ſworn before Seſſions.

Chairman to deliver Applications, Preſentments, &c. to Secretary of Grand Jury.

XIV. Pro-

Where the Sum applied for does not exceed 20l. an Eſtimate only to be produced.

XIV. Provided always, That in all caſes of Application for repairing Roads, wherein the total Sum applied for ſhall not exceed Twenty Pounds, it ſhall not be neceſſary to produce any Map or Section, or for any Surveyor to be examined relating to the ſaid Application, but that in ſuch caſes the written Application ſhall be accompanied by an Eſtimate in the Form preſcribed by Schedule (G.) ſubſcribed by the Perſons who ſhall have ſubſcribed ſuch Application; and that at leaſt One of the ſaid Perſons ſhall attend at ſuch Quarter Seſſions, and verify upon Oath the Fairneſs of ſuch Eſtimate, and further anſwer upon Oath all ſuch Queſtions relating to the ſame as ſhall be put to him by any Magiſtrate acting at ſuch Quarter Seſſions.

Treaſurers, Secretary, Collector, &c. not to be impannelled on a Jury.

XV. And be it further enacted, That it ſhall not be lawful for any Sheriff of any County, County of a City, or County of a Town, to return upon any Pannel for any Grand Jury at any Aſſizes in ſuch County, County of a City, or County of a Town, any Perſon who ſhall be either Treaſurer of the County, Secretary of the Grand Jury, Chief Conſtable, or Collector of any Barony, or Clerk of the Crown, or Clerk of the Peace.

Preſent Oath of Grand Jurors not to extend to Preſentments for Public Works.

XVI. And be it further enacted and declared that the Oath taken by Grand Jurors in *Ireland*, in ſuch manner and Form as hath heretofore been practiſed according to Law at the ſeveral Aſſizes in *Ireland*, ſhall not, at any time after the paſſing of this Act, extend or relate, or be conſtrued or taken to extend or relate to any of the Duties of Grand Jurors connected with Preſentments for the Execution of Public Works.

XVII. And be it further enacted, That from and after the paſſing of this Act, every Grand Juror, immediately after being ſworn before the Judge of Aſſize in ſuch manner and Form as hath heretofore been practiſed according to Law at the ſeveral Aſſizes in *Ireland*, ſhall in open Court at ſuch Aſſizes alſo take the Oath following; that is to ſay,

Oath of Grand Jury relating to Preſentments for raiſing Money, &c.

'YOU ſhall diligently inquire, on behalf of the County [*or* County of the City, or County of the Town] of and true Preſentment make, of all ſuch matters and things as ſhall be lawfully given to you in Charge, or as ſhall come before you in any wiſe, relating to the raiſing of any Money upon the ſaid County [*or* County of City, *or* County of Town] of of being any Barony, Half Barony, Diſtrict or Pariſh therein, or relating to the Expenditure of any ſuch Money: You ſhall not preſent, nor allow nor diſallow any Matter or thing through Hatred, Malice or ill Will, nor through Fear, Favour or Affection.

So help you GOD.'

Grand Juror may diſcloſe Evidence.

And it ſhall and may be lawful for any Grand Juror to diſcloſe any Evidence or other matter or thing whatſoever, relative to the making or refuſing of any ſuch Preſentment, or relative to the Expenditure of any Money raiſed by Preſentment.

Secretary to make Schedules, entering Abſtracts of all Applications. What ſuch Schedules are to ſtate.

XVIII. And be it further enacted, That the Secretary to the Grand Jury ſhall forthwith after the Seſſions of Magiſtrates ſhall have been held in the ſeveral Diſtricts at the time ſpecified, arrange and number all ſuch Applications, Eſtimates, Preſentments, and other Matters relating to ſuch Eſtimates and Preſentments, and ſhall cauſe Abſtracts thereof to be made and inſerted in Schedules, to be made (One for each Barony and Half Barony, and One for the County), with

with each Item ſeparately numbered; diſtinguiſhing by the Words "Approved," or "Diſapproved," the Determination of the Magiſtrates on every ſuch Application, at any Seſſions holden under this Act; and ſtating the Sum of Money required for each Item, and caſting up the Amount of all ſuch Sums at the Foot of each Page, and carrying forward the ſame, ſo as to ſhow the total Amount of the Sum which is propoſed or required to be raiſed off the County at large, and the Sums propoſed or required to be raiſed in each Barony and Half Barony, and ſpecifying the Amount of the Charge which ſuch Amount would, if preſented, occaſion on each Barony or Half Barony, particularizing and diſtinguiſhing the Charge propoſed or required to be raiſed on every Barony or Half Barony for their reſpective Uſe, and the Proportion of the Sums ſo to be raiſed on the ſame Barony or Half Barony, ariſing from the Charge on the County at large; and ſuch Secretary ſhall cauſe a Copy of ſuch Schedules to be inſerted in the County and Barony Books, according as the Charge ſhall belong either to the County or Barony, always inſerting in the County Book ſuch as may be doubtful, as depending on the diſcretionary Power veſted in Grand Juries; and ſuch Secretary ſhall forthwith cauſe a Number of Copies of ſuch Schedules to be printed and diſtributed, Ten Days at leaſt before the Commiſſion Day of the enſuing Aſſizes, among the ſeveral Magiſtrates of each Diſtrict, and ſuch other Perſons as uſually compoſe the Grand Pannel of the County, County of a City or Town, to which ſuch Secretary belongs, not exceeding Thirty Copies for each Barony and Half Barony; and ſuch Secretary ſhall likewiſe deliver a Copy of ſuch printed Schedule to the Foreman of the Grand Jury, immediately after ſuch Grand Jury ſhall have been ſworn, and alſo a Copy to the Judge of Aſſize, immediately upon his opening the Commiſſion, and ſhall keep a Copy in his Office for the Inſpection of all whom it may concern; and the ſaid Secretary ſhall have ſuch Copy ready for Inſpection at his Office at all reaſonable times, after ſuch Schedule has been printed, previous to ſuch Aſſizes.

Schedules to be printed and diſtributed.

Secretary to deliver a Copy of Schedules to Foreman of Grand Jury, and to Judge of Aſſize, &c.

XIX. And be it further enacted, That the Secretary to the Grand Jury at every Aſſizes (ſo ſoon as the Grand Jury ſhall be ſworn at ſuch Aſſizes) ſhall deliver all ſuch Applications, the Eſtimates, Maps, Plans and Papers relating whereto ſhall have been ſworn to at any Seſſions of ſuch Magiſtrates, together with the Forms of the Preſentments thereon, to the Foreman of ſuch Grand Jury, and ſuch Grand Jury ſhall proceed to take the ſame into Conſideration; and ſuch of the ſaid Preſentments as ſhall be diſapproved of by ſuch Grand Jury, ſhall and may be forthwith either altered or cancelled accordingly, and ſhall, by the Secretary, be eraſed from or altered in the County or Barony Books; and ſuch of the ſaid Preſentments as ſhall be approved by the ſaid Grand Jury, ſhall be ſanctioned conformably to ſuch Approval, by the Signature of the Foreman of ſuch Grand Jury; and it ſhall and may be lawful for any Grand Jury to make any Preſentment in reſpect of any Road or Public Work, the Particulars of the Application relating to which ſhall be entered in ſuch printed Schedules, although any ſuch Application for ſuch Road or Public Work ſhall have been diſapproved of by the Magiſtrates at any ſuch Seſſions; and alſo to preſent any ſmaller Sum to be expended, or any leſs Number of Perches of Road to be made, widened or repaired, or any leſs Number of Perches of Fences to be made,

Affidavits and Preſentments to be delivered by Secretary of Grand Jury to Foreman of Grand Jury.

Proceedings thereon.

made, or at a ſmaller Rate by the Perch, than may be required or ſet forth in any Eſtimate on which any Preſentment ſhall be grounded, or to preſent a Part only of any Sum required according to the Diſcretion of ſuch Grand Jury.

No Preſentment to be conſidered by Grand Jury nor fiated by Court, if not entered in printed Schedule. (Exception.)

XX. And be it further enacted, That no Preſentment ſhall be taken into Conſideration by the Grand Jury, nor ſhall be fiated by the Court, for any of the Purpoſes aforeſaid, unleſs the Particulars of ſuch propoſed Preſentments ſhall be entered in ſuch printed Schedules; ſuch Preſentments, matters or things only excepted as Grand Juries are or may be authorized by Law to preſent, the Particulars of which and the Amount whereof could not have been aſcertained previous to the Quarter Seſſions next preceding ſuch Aſſizes, all which Preſentments, matters and things may be preſented by ſuch Grand Jury after being ſo impanneled, although the Purpoſe thereof ſhall not be ſpecified or referred to in any of ſuch Schedules as aforeſaid, and although no Proceedings ſhall have been had relating thereto in manner required by this Act at the Quarter Seſſions preceding ſuch Aſſizes.

Preſentments for Remuneration to Secretary of the Grand Jury.

XXI. And be it further enacted, That it ſhall and may be lawful for any Grand Jury, at any Aſſizes, to preſent any Sum of Money not exceeding Five Pounds, to be raiſed off ſuch County, as an Allowance or Remuneration to the Secretary of the Grand Jury for his Attendance at each of the Places wherein any Seſſions or Adjournment thereof ſhall have been holden, previous to ſuch Aſſizes for the Purpoſes of this Act, and for the performing and executing the Duties required by this Act to be performed by ſuch Secretary of the Grand Jury.

No Money preſentable for any Perſon holding Offices unleſs he has made Affidavit as herein mentioned at each Aſſizes.

XXII. And be it further enacted, That it ſhall not be lawful for any Grand Jury, at any Aſſizes, to preſent any Sum or Sums of Money in the Way of Salary, or any other Allowance for the Payment or Remuneration of any Perſon holding or executing, or having held or executed, any Office for which any Salary or Allowance is claimed, unleſs there be an Affidavit of ſuch Perſon prefixed to the Form of the Preſentment for the ſame when laid before ſuch Grand Jury, ſworn before a Juſtice of the Peace in Preſence of the Grand Jury, ſetting forth that ſuch Officer, for whom the Money is required to be preſented, hath diligently and faithfully executed the Duties of his Office as preſcribed by Law, ſince the preceding Aſſizes; and that he has entered into all ſuch Recognizances for the due and faithful Execution of his Office, which by any Law he is required to do, to the beſt of his Knowledge and Belief, ſpecifying the Names of the reſpective Sureties; and no Application ſhall be made for any Preſentment for any Salary or Remuneration to any Perſon at any Aſſizes, which might have been applied and preſented for at any previous Aſſizes, unleſs the Perſon making ſuch Application ſhall make an Affidavit, ſtating ſome Reaſons, ſatisfactory to the Grand Jury, why ſuch Application was not made at ſuch previous Aſſizes; and if it ſhall happen that any Application for any Salary or Remuneration ſhall be rejected or refuſed by any Grand Jury at any Aſſizes, on account of any Neglect or Miſconduct in Office of the Party making ſuch Application, it ſhall not be lawful for any Grand Jury, at any ſubſequent Aſſizes, to make any Preſentment for any ſuch Salary or Remuneration, in reſpect of any Period previous to the Aſſizes at which ſuch Application was rejected or refuſed.

Proviſo for refuſal of Application for Salary through Miſconduct of Party.

XXIII. And

XXIII. And be it further enacted, That after the Firſt Day of *November* next enſuing after the paſſing of this Act, the Expenditure of every Sum of Money preſented by any Grand Jury for the making or repairing any Road, or executing any public Work, within any Barony or Half Barony of any County, or within any County of a City or Town, ſhall be accounted for at any General Quarter Seſſions of the Peace to be holden in ſuch County, County of a City or Town, in which ſuch Road or Work ſhall be ſituate, and not elſewhere, any Law, Statute, Uſage or Cuſtom to the contrary notwithſtanding; and that all Perſons intending to account for the Expenditure of any ſuch Sum of Money at any ſuch Quarter Seſſions, ſhall give Notice in Writing to the Clerk of the Peace of their Intention ſo to do, at leaſt Fifteen Days before the Firſt Day of ſuch Seſſions; and the ſaid Clerk of the Peace ſhall, Ten Days at leaſt before the Firſt Day of ſuch Quarter Seſſions, affix on the Door of the Seſſions Houſe or Court Houſe of the Town or Place where ſuch Seſſions ſhall be holden, a Liſt of the Names of all Perſons who ſhall have given ſuch Notice, and of the Roads or Works for the Expenditure whereon each Perſon has ſo given Notice to account; and at every ſuch Quarter Seſſions all Accounts of which ſuch Notice ſhall have ſo been given by the Party accounting, and all Vouchers relating thereto, ſhall be verified by the Oath of the attending Overſeer appointed by the Grand Jury, and ſhall be examined in open Court at ſuch Seſſions, and all ſuch Oaths ſhall be adminiſtered in open Court by the preſiding Magiſtrate; and all other Buſineſs before ſuch Court ſhall in the mean time ceaſe; and every ſuch Oath ſhall be ſubſcribed by the Party making the ſame, and ſhall be atteſted by Two of the Juſtices of the Peace, attending ſuch Meeting, in the Preſence of each other, ſitting on the Bench in open Court; and all ſuch Accounts, and all Affidavits relating thereto, ſhall be forthwith tranſmitted or delivered to the Secretary or Grand Jury by the Clerk of the Peace, to be proceeded upon by the Grand Jury at the next enſuing Aſſizes, and the Queries on the Preſentments relating thereto ſhall be diſcharged by ſaid Grand Jury in ſuch manner in all reſpects as is now required by Law with reſpect to accounting Affidavits laid before Grand Juries at any Aſſizes; and from and after the Firſt Day of *July* which will be in the Year of our Lord One thouſand eight hundred and nineteen, it ſhall not be lawful for the Treaſurer of any County, County of a City or Town, to pay any Sum or Sums of Money on account or in reſpect of any Preſentment whatever, until the Queries thereon ſhall be diſcharged at ſuch Aſſizes, after the Expenditure thereon ſhall have been accounted for in manner required by this Act, any Law, Statute, Cuſtom or Uſage to the contrary in anywiſe notwithſtanding.

All Money preſented by Grand Jury to be accounted for at Quarter Seſſions, on Notice and on Affidavit in open Court, &c. after the Firſt Day of November;

and tranſmitted to the Secretary of the Grand Jury to be proceeded upon.

Treaſurer of County, &c. not to pay Money until Queries diſcharged.

'XXIV. And Whereas it will contribute to leſſen the Expence of 'executing any Public Works, if the Overſeers appointed by the 'Grand Juries were enabled to make Contracts for the ſame;' Be it therefore further enacted, That from and after the Firſt Day of *November* next, any Overſeer may and is hereby empowered to enter into a Contract with any fit and proper Perſon or Perſons for the Execution of any public Works to be performed by him; and that in all ſuch caſes as it is required by any Act or Acts now in force for any Overſeer to ſwear that the Account annexed to his accounting Affidavit is true in every Part, the ſaid annexed Account may recite a Statement

Overſeers appointed by Grand Juries empowered to enter into Contracts for Public Works.

a Statement of the Works having been performed by Contract, and a Copy of the Contract in place of a detailed Account of the Number of Perſons or Horſes actually employed in the Execution of the Works.

Where Expenditure accounted for at October Seſſions, Treaſurer to iſſue Money.

XXV. Provided always, and be it enacted, That where the Expenditure relating to any Preſentment ſhall be duly accounted for at any Quarter Seſſions that ſhall be held in the Month of *October*, it ſhall and may be lawful for the County Treaſurer to iſſue the Money preſented for the ſaid Work, or ſuch Portion thereof as ſhall be accounted for, to the Perſon entitled to receive the ſame, at the time and in the manner in which ſuch Treaſurer is now by Law authorized to pay the ſame.

By what Perſons accounting Affidavit may be traverſed on Notice to accounting Overſeer.

How Traverſe tried.

XXVI. And be it further enacted, That it ſhall and may be lawful for any Perſon occupying or paying Ceſs for Ten Acres of Ground, to appear at any Aſſizes or General Quarter Seſſions to be holden within each County in *Ireland* reſpectively, and to offer to controvert the Truth of any accounting Affidavit there produced, on the Ground of the Inſufficiency of the Execution of the Work, or the undue or Non Expenditure of the Money to which ſuch Affidavit ſhall relate; provided that the Perſon offering to controvert the Truth of ſuch Affidavit as aforeſaid ſhall have given Notice in Writing of his Intention ſo to do, to the accounting Overſeer, before the Firſt Day of ſuch Seſſions or Aſſizes, as the caſe may be; and whenever any ſuch Perſon ſo having given Notice as aforeſaid ſhall ſo appear and offer to controvert the Truth of ſuch Affidavit, it ſhall be lawful for the Court at ſuch Aſſizes or Seſſions, as the caſe may be, and they are hereby required to try the Truth of the Fact or Facts alleged in Controverſion of the Truth of ſuch Affidavit, by a Jury, in the ſame manner as any Traverſe within the Juriſdiction of ſuch Court ought to be tried; and in caſe the Truth of ſuch Fact or Facts ſhall be found, the accounting Affidavit ſhall be diſallowed accordingly; and it ſhall not be lawful for the Clerk of the Crown, Clerk of the Peace or any other Perſons, to take or receive upon ſuch Traverſe any Fee for or in reſpect of any ſuch Traverſe; and it ſhall be lawful for the Court before which ſuch Trial ſhall be had, to give ſuch Coſts, either to the Party controverting ſuch Affidavit, in caſe ſuch Affidavit ſhall be diſallowed, (or to the accounting Overſeer in caſe ſuch Affidavit ſhall be allowed,) as ſuch Court ſhall in either caſe think fit and reaſonable, and the Amount of ſuch Coſts ſhall be recoverable by Civil Bill within the proper Juriſdiction.

Coſts.

Sums not expended within Two Years to be preſented again, &c.

XXVII. And be it further enacted, That whenever and ſo often as it ſhall happen that any Sum of Money heretofore preſented, or hereafter to be preſented, to be raiſed off any County, County of a City or County of a Town, or any Barony or Half Barony, ſhall not be expended agreeable to ſuch Preſentment and accounted for within the Space of Two Years next after ſuch Preſentment ſhall have been made, it ſhall and may be lawful for the Grand Jury of ſuch County, County of a City or County of a Town, and they are hereby required again to preſent ſuch Sums of Money, to be applied to other Purpoſes, and in like manner to preſent any Saving which may be made on any Preſentment, to be expended upon ſome other Work within the Barony or Half Barony upon which the former Sum or ſuch Saving was preſented to be raiſed, or within the County, if raiſed on the County at large: Provided always, that

Proviſo for Money raiſed by Inſtalments.

where

where Sums are preſented to be raiſed by Inſtalments for executing any Public Work, it ſhall not be imperative on the Grand Jury again to preſent ſuch Sums for other Purpoſes in manner aforeſaid.

Where Paronies conſiſt of diſtinct and unconnected Parts, how Sums raiſed on them to be apportioned.

XXVIII. And be it further enacted, That from and after the Firſt Day of *November* next enſuing the paſſing of this Act, in all caſes where any Barony within any County ſhall conſiſt of any Two or more diſtinct and unconnected Parts, and the Grand Jury ſhall be of opinion that it would be convenient and expedient to conſider ſuch unconnected Parts as ſeparate Baronies or Half Baronies, it ſhall and may be lawful for ſuch Grand Jury to preſent any Sums to be raiſed upon ſuch Barony in ſuch manner that a Proportion of ſuch Sum may be raiſed on each of ſuch unconnected Parts of ſuch Barony, in like manner as if ſuch Parts were ſeparate and diſtinct Baronies or Half Baronies; and the ſame ſhall be raiſed and levied accordingly; any former Law, Uſage or Cuſtom to the contrary in anywiſe notwithſtanding.

Falſe ſwearing. Perjury.

XXIX. And be it further enacted, That any Perſon who in any Affidavit, or in any Examination on Oath required to be made or had under this Act ſhall ſwear falſely, ſhall be ſubject and liable to all ſuch Pains, Penalties, and Forfeitures as may be inflicted on wilful and corrupt Perjury by the Laws in force in *Ireland*.

In caſe of Perjury, Grand Jury may order and preſent Expence of Proſecution.

XXX. And be it further enacted, That in all caſes where, upon any Affidavit for ſupporting any Application for any Preſentment, or for authenticating any Eſtimate, or other matter or thing relating to ſuch Application, according to the Direction of this Act, or for accounting for Public Money, it ſhall appear to the Grand Jury that the Perſon or Perſons making ſuch Affidavits has or have been guilty of wilful and corrupt Perjury, it ſhall and may be lawful for the Grand Jury to make ſuch Preſentment for defraying the Proſecution of ſuch Delinquent as to them may ſeem fitting and expedient.

Proviſo for County and County of City of Dublin, &c. and for local Acts.

XXXI. Provided always, and be it enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to the County of *Dublin*, or to the County of the City of *Dublin*, except only ſo far as is hereinafter expreſsly enacted and provided by this Act; and that nothing in this Act contained ſhall alter or repeal or be conſtrued to alter or repeal any Local Act relating to the manner of preſenting or accounting in any other County, or County of a City or County of a Town in *Ireland*.

26 G. 3. (I.) c. 14. requiring Affidavits for grounding Preſentments, &c. to be lodged with Secretary of Grand Jury in the County of Dublin.

Certain Affidavits ſhall be lodged 30 Days previous to preſenting Term and Schedules of ſuch Affidavits prepared and printed for Delivery at

'XXXII. And Whereas by an Act paſſed in the Parliament of *Ireland* in the Twenty ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for making, widening and repairing Public Roads in the County of* Dublin, *and for repealing Parts of ſeveral Acts formerly made for that Purpoſe;* it is enacted, that every Affidavit to ground a Preſentment, or to account for Work done, ſhall be lodged with the Secretary of the Grand Jury Four Days at leaſt before the Firſt Sitting Day of each preſenting Term; and it would be of great Benefit and Advantage to the ſaid County of *Dublin*, that the ſaid Affidavits ſhould be lodged with the acting Secretary of the Grand Jury of the ſaid County ſo many Days previous to the Firſt Sitting Day of each preſenting Term, that Schedules of ſuch Affidavits might be prepared and printed for Delivery to Magiſtrates and others previous to ſuch Term;' Be it therefore enacted, That all Affidavits for Preſentments for forming, levelling, fencing, draining, widening, making, repairing or otherwiſe

Days before the Term, in the County of Dublin.

otherwiſe improving any Road in the County of *Dublin*, and for the building, repairing or otherwiſe improving any Bridge, Seſſion Houſe, Gaol or other Maſonwork in the County, and alſo all accounting Affidavits of Overſeers appointed from Year to Year to keep the Roads of the ſaid County in Repair and free from Nuiſances, ſhall be lodged Thirty Days at the leaſt before the Firſt Sitting Day of each preſenting Term, with the acting Secretary of the Grand Jury of the ſaid County; and ſuch Secretary is hereby required to keep an Office open for the Purpoſe; and forthwith after the Receipt of ſuch Affidavits to cauſe Schedules of ſuch Affidavits to be prepared and printed, and to be ready for Delivery at his Office Twenty one clear Days before the Firſt Sitting Day of each preſenting Term, to ſuch Magiſtrates and Landholders in the ſaid County of *Dublin* as may apply for the ſame; provided that the Number ſo to be printed ſhall not exceed Fifty for each Barony in the ſaid County of *Dublin*, (the Baronies of *Saint Sepulchre*'s and *Donore* excepted.)

Grand Juries may preſent for Expences of preparing and printing ſuch Schedules. Proviſo.

XXXIII. And be it further enacted, That it ſhall and may be lawful for the Grand Jury of the ſaid County of *Dublin*, and they are hereby authorized and required, at each preſenting Term for the ſaid County, to preſent ſuch Sum or Sums as ſhall be neceſſary for defraying the Expences of preparing and printing the ſaid Schedules; provided always, that an Affidavit of the Printer, ſtating his Charge to be uſual and reaſonable, be firſt laid before the ſaid Grand Jury at ſuch preſenting Term; and that no ſuch Preſentment for the preparing ſuch Schedules and printing of ſuch Copies ſhall be made, unleſs ſuch printed Copies were ready for Delivery at the Office of the Secretary Twenty one clear Days before the Firſt Sitting Day of the Term at which ſuch Preſentment ſhall be applied for.

Proviſo for Preſentments for Repayment of Monies advanced by Order of Lord Lieutenant, &c.

XXXIV. Provided always, and be it enacted, That nothing in this Act contained ſhall be conſtrued to limit the Authority of Grand Juries in making any Preſentment at any Aſſizes for the Repayment of any Monies advanced by Order of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or for the raiſing of any Money for the Support and Maintenance of any Charitable Eſtabliſhment, or for any Purpoſes not ſpecially provided for by this Act, for which ſuch Grand Jury are or may be empowered to make any Preſentment.

Proviſo for ſpecial Acts reſpecting Court Houſes, &c.

XXXV. Provided alſo, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to affect or alter any Clauſes, Powers or Proviſions contained in any ſpecial Act or Acts of Parliament relating particularly to the Erection or Maintenance of any Court Houſe, Seſſions Houſe, or County Houſe, or to any Gaol or Priſon in or for any County, or County of a City, or County of a Town, in *Ireland*.

Commencement of Act.

XXXVI. And be it further enacted, That this Act ſhall commence and take effect from the Firſt Day of *November* next after the paſſing of this Act, and not ſooner.

Schedule (A.)

FORM of OATH of Magiſtrates at Seſſions, acting in Execution of this Act.

I *A. B.* of *C. D.* do ſwear, That I am ſeiſed and poſſeſſed of a Freehold Eſtate in Fee Simple [*or*, in Fee Tail, *or*, as Tenant for Life under Deed or Deviſe] in Poſſeſſion of the annual Value of Three

Three hundred Pounds [*or*, of a Leaſehold Eſtate in Perpetuity, *or*, for Life or Lives, *or*, for a Term of Years not leſs than Twenty one Years unexpired, of the Annual Value of Five hundred Pounds; *or*, that I am an Heir Apparent of *E. F.* who is ſeiſed or poſſeſſed of a Freehold Eſtate of the annual Value of Three hundred Pounds, *or*, of a Leaſehold Eſtate for Life or Lives, or for a Term of Years not leſs than Twenty one Years unexpired, of the Annual Value of Five hundred Pounds]; and that ſuch Eſtate is ſituate in the Pariſh of and conſiſts of [*here ſpecify the Name of the Townland or other Deſcription of the Property*]; and that the ſaid Eſtate is *bonâ fide* the Property of the Perſon hereinbefore ſtated, and not holden in Truſt, nor conveyed to him for the Purpoſes of this Act; *or*, that I am entitled to act as a Magiſtrate for the County of the City of * *or*, for the County of the Town of according to the Charter of Incorporation thereof; and that in the Execution of an Act made in the Fifty eighth Year of the Reign of King *George* the Third, intituled [*here inſert the Title of this Act*], I will truly, faithfully, and impartially do and perform all ſuch matters and things as I am authorized and required to do by the ſaid Act, without Favour, Affection, Hatred, Malice or ill Will, according to the beſt of my Judgment, upon the Information to be laid before me. So help me GOD.

Schedule (B.)

APPLICATION AND ESTIMATE FOR A BUILDING.

County of } WE *A. B.* of in the County of and *C. D.* of in the County of do certify, That in our Opinion it is neceſſary to build a *or* repair a [*as the caſe may be*] at in the Barony of in ſaid County; and that we have cauſed the annexed Plan, Elevation, Eſtimate and Specification to be made by *E. F.* a competent Perſon, ſkilled in ſuch Work; and that the Eſtimate is in our Opinion fair and reaſonable.

If the Application be for repairing, *the Words* Plan, Section, and Elevation, *may be omitted.*

(Signed) *A. B.*

[Here annex the Eſtimate and Specification required by this Act.]

Schedule (C.)

FOR A NEW LINE OF ROAD OR FOOTPATH.

WE *A. B.* of in the County of and *C. D.* of in the County of do certify, That in our Opinion it is neceſſary to open a new Line of Road or Footpath, *as the caſe may be*, from to and that we have cauſed the annexed Map, Eſtimate and Specification to be made by *E. F.* a competent Surveyor; and that the ſaid Eſtimate includes the whole probable Expence of making the ſaid Road, and appears to be a reaſonable Charge.

ESTIMATE.

[State the Number of Perches, each Townland with the Baronies through which it is to pass, the intended Width of the Road, specifying the Width of the Part to be covered with Gravel or Small Stones, the average Depth of such Covering, Prices to be paid for forming, levelling, fencing and finishing the same, whether it is proposed to be executed by Task or Days' Work, the Price of drawing the Materials, whether by Task or Days' Work, and such further Particulars of the intended Expenditure as may seem necessary, with the total Expence of such Line of Road.]

Schedule (D.)

FOR WIDENING ROADS.

WE *A. B.* of in the County of and *C. D.* of in the County of do certify, That we have lately viewed and examined Perches of the Road from to between and in the Baronies of in the said County; which Part of such Road is only Feet wide between the Fences; and we are of Opinion that it would be useful to widen the said Road, so as to make such Parts of the said Road Feet wide between the Fences; and we have caused the annexed Estimate and Specification to be made by *E. F.* a competent Person, skilled in such Work; and the said Estimate and Specification we are of Opinion is fair and reasonable.

SECOND ESTIMATE.

[State the Width of the present Road, how much is to be widened, specifying the Width to be covered with Gravel or Small Stones, the average Depth of such Covering, the Prices of forming, levelling, fencing and finishing, whether it is proposed to be executed by Task or Days' Work, the Price of drawing Materials, whether by Task or Days' Work, and such further Particulars of the intended Expenditure as may seem necessary, with the total Expence thereof.]

Schedule (E.)

FOR LOWERING A HILL, OR FILLING A HOLLOW.

WE *A. B.* of in the County of and *C. D.* of in the County of do certify, That we have lately viewed a Hill or Hollow, lying or being at on the Road between and in the Barony of in said County; and that we are of Opinion that it would be useful to the Public to lower such Hill and fill such Hollow; and that the Road cannot be conveniently changed to avoid such Hill or such Hollow, without incurring a greater Expence, or causing a considerable Increase in the Length of said Road; and we have caused *E. F.* a competent Person, skilled in such Work, to measure and estimate

eſtimate the ſame; and his ſaid Eſtimate and Specification are, in our Opinion, fair and reaſonable.

[Here annex the Eſtimate and Specification required by this Act.]

Schedule (F.)

FOR FILLING GRIPS.

I *A. B.* of in the County of and *C. D.* of in the County of do certify, That we have viewed and examined a Grip adjoining the Road leading from to in the ſaid County, in the Townland or Townlands of in the Barony of in the ſaid County, which Grip is dangerous to Travellers; and that we have cauſed an Eſtimate of the Expence of filling ſuch Grip to be made by *E. F.* a competent Perſon, ſkilled in ſuch Work; and the ſaid Eſtimate and Specification are, in our Opinion, fair and reaſonable.

ESTIMATE AND SPECIFICATION.

[Shall ſet forth the Length and average Breadth and Depth of ſuch Grips.]

Schedule (G.)

FOR REPAIRS OF ROADS.

WE *A. B.* of in the County of and *C. D.* of in the County of do certify, That we have viewed and meaſured Perches of the Road from to between and all of which are in bad Repair, and all in the Townland of *or*, that of the ſaid Perches are in the Townland of and of the ſaid Perches are in the Townland of in the Barony of in ſaid County; and that it will require the Sum of to repair the ſaid Perches with Gravel or Small Stones, ſo as to leave the ſaid Perches ſafe and level throughout, of the Width of Feet, for Carriages to paſs and repaſs upon, and that the remaining Breadth of ſaid Road between the Fences level and free from Nuiſances, being at the Rate of by the Perch; and that we have cauſed the annexed Eſtimate and Specification to be made by *E. F.* a competent Perſon, ſkilled in ſuch Work; and that the ſaid Eſtimate and Specification appear to us to be fair and reaſonable.

[The ſaid Map ſhall contain a Deſcription of all Boundaries and Denominations of all ſuch Townlands as any Road ſhall traverſe, and all Houſes ſtanding or being within Two Perches of ſuch Road, and the Names of the occupying Tenants thereof reſpectively, the extreme Points where it is propoſed ſuch Repairs ſhall commence and terminate, all Roads branching therefrom, all Streams of Water croſſing ſuch Road, and all Bridges thereon; and the ſaid Eſtimate ſhall ſpecify the Number of Perches to be repaired, the Number of Loads (at the Rate of Seven Hundred Weight each) of Gravel or

Small Stones to be employed per Perch, the Expence of Materials and Drawing thereof, the Place from whence it is propoſed to draw the ſaid Materials, Labourers' Wages, Rate per Day, &c.]

Schedule (H.)

FOR FENCES.

I *A. B.* of in ſaid County, and *C. D.* of in ſaid County, do certify, That we have lately viewed and examined Perches of the Road from to between and and all ſaid Perches are in the Townland of *or*, of ſaid Perches all in the Townland of and in the Townland of [*as the caſe may be*], all in the Barony of in ſaid County; and that in our Opinion it is neceſſary to make new Fences thereon, according to the annexed Eſtimate and Specification, which we have cauſed to be made by *E. F.* a competent Perſon, ſkilled in ſuch Work; and we are of Opinion that ſaid Eſtimate and Specification are fair and reaſonable.

ESTIMATE AND SPECIFICATION.

[State of Ditches, the Breadth of the ſame and the Surface of the Ground, the Breadth of ſame at the Bottom, perpendicular Height from the Bottom to the Surface of the Ground, and the Price to be paid by Perch; the Wages of Labourers per Day, if to be employed; if Walls, the Thickneſs at Bottom, ſame at Top, intended Height, Number of Perches, Price per Perch of all Materials ſeparately given, the Places from whence each Species of Material is propoſed to be drawn, the Wages of Maſons and Labourers per Day, if to be employed.]

CAP. LXVIII.

An Act to repeal ſo much of an Act paſſed in *Ireland* in the Ninth Year of the Reign of Queen *Anne*, intituled *An Act for taking away the Benefit of Clergy in certain caſes; and for taking away the Book in all caſes; and for repealing Part of the Statute for tranſporting Felons;* as takes away the Benefit of Clergy from Perſons ſtealing privily from the Perſon of another; and more effectually to prevent the Crime of Larceny from the Perſon. [3d *June* 1818.]

Iriſh Act, 9 Anne.

'WHEREAS by an Act paſſed in *Ireland* in the Ninth Year of the Reign of Queen *Anne*, intituled *An Act for taking away the Benefit of Clergy in certain caſes; and for taking away the Book in all caſes; and for repealing Part of the Statute for tranſporting Felons;* it is amongſt other things enacted, that if any Perſon ſhould, after the laſt Day of *September* in the Year One thouſand ſeven hundred and ten, ſteal or feloniouſly take away any Goods, of the Value of Five Shillings or more, privily and ſecretly from the Perſon of any Man or Woman, and being indicted or appealed thereof, ſhould be thereupon found Guilty by Verdict

of

'of Twelve Men, or ſhould confeſs the ſame upon his, her or their 'Arraignment, or ſhould not anſwer directly to the ſame according 'to the Laws, or ſhould wilfully or of malice ſtand mute, or ſhould 'peremptorily challenge above the Number of Twenty Jurors, or 'ſhould be outlawed upon ſuch Indictment; and alſo all Perſons 'who ſhould be acceſſory, before or after, to the ſaid Facts, ſhould 'receive Judgment, and ſuffer the Pains of Death, without any 'Allowance or Benefit of the Clergy, or of the ſaid Act: And 'Whereas the ſaid Act has not been found effectual for the Pre-'vention of the Crimes therein mentioned, and it is therefore expe-'dient that ſo much of the ſaid Act as is hereinbefore recited ſhould 'be repealed: And Whereas it might tend more effectually to pre-'vent the Crime of Larceny from the Perſon if every ſuch Offence, 'not being Robbery, was rendered puniſhable more ſeverely than 'Simple Larceny;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſo much of the ſaid Act as is hereinbefore recited, ſhall, from and after the paſſing of this Act, be and the ſame is hereby repealed.

Part of recited Act repealed.

II. And be it further enacted, That from and after the paſſing of this Act every Perſon who ſhall at any time or in any Place whatever in *Ireland*, feloniouſly ſteal, take and carry away any Money, Goods or Chattels from the Perſon of any other, whether privily, without his Knowledge or not, but without ſuch Force or putting in Fear as is ſufficient to conſtitute the Crime of Robbery, or who ſhall be preſent, aiding and abetting therein, ſhall be liable to be tranſported beyond the Seas for Life, or for ſuch Term, not leſs than Seven Years, as the Judge or Court before whom any ſuch Perſon ſhall be convicted ſhall adjudge; or ſhall be liable, in caſe the ſaid Judge or Court ſhall think fit, to be impriſoned only, or to be impriſoned and kept to hard Labour in the Common Gaol, Houſe of Correction or Penitentiary Houſe, for any Term not exceeding Three Years.

Privately ſtealing from the Perſon of another to be puniſhed with Tranſportation or Impriſonment.

CAP. LXIX.

An Act for the Regulation of Pariſh Veſtries.

[3d *June* 1818.]

'WHEREAS it is expedient to regulate the manner of holding 'Pariſh Veſtries, and the Right of voting therein:' May it pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Firſt Day of *July* One thouſand eight hundred and eighteen, no Veſtry or Meeting of the Inhabitants in Veſtry of or for any Pariſh ſhall be holden until public Notice ſhall have been given of ſuch Veſtry, and of the Place and Hour of holding the ſame, and the ſpecial Purpoſe thereof, Three Days at the leaſt before the Day to be appointed for holding ſuch Veſtry, by the Publication of ſuch Notice in the Pariſh Church or Chapel on ſome *Sunday* during or immediately after Divine Service, and by affixing the ſame, fairly written or printed, on the principal Door of ſuch Church or Chapel.

Three Days' Notice to be given of Veſtries; by Publication in Church, and affixing on Church Door.

Chairman of Veſtries appointed;

II. And for the more orderly Conduct of Veſtries, be it further enacted, That in caſe the Rector or Vicar or perpetual Curate ſhall not be preſent, the Perſons ſo aſſembled in purſuance of ſuch Notice ſhall forthwith nominate and appoint by Plurality of Votes, to be aſcertained as hereinafter is directed, One of the Inhabitants of ſuch Pariſh to be the Chairman of and preſide in every ſuch Veſtry; and in all caſes of Equality of Votes upon any Queſtion ariſing therein, the Chairman ſhall (in addition to ſuch Vote or Votes as he may by virtue of this Act be entitled to give in right of his Aſſeſſment) have the caſting Vote; and Minutes of the Proceedings and Reſolutions of every Veſtry ſhall be fairly and diſtinctly entered in a Book (to be provided for that Purpoſe by the Churchwardens and Overſeers of the Poor), and ſhall be ſigned by the Chairman, and by ſuch other of the Inhabitants preſent as ſhall think proper to ſign the ſame.

to have caſting Vote.

Minutes to be entered and ſigned.

Manner of voting in Veſtries.

III. And be it further enacted, That in all ſuch Veſtries every Inhabitant preſent, who ſhall, by the laſt Rate which ſhall have been made for the Relief of the Poor, have been aſſeſſed and charged upon or in reſpect of any annual Rent, Profit or Value not amounting to Fifty Pounds, ſhall have and be entitled to give One Vote and no more; and every Inhabitant there preſent, who ſhall in ſuch laſt Rate have been aſſeſſed or charged upon or in reſpect of any annual Rent or Rents, Profit or Value, amounting to Fifty Pounds or upwards (whether in one or in more than one Sum or Charge), ſhall have and be entitled to give One Vote for every Twenty five Pounds of annual Rent, Profit and Value upon or in reſpect of which he ſhall have been aſſeſſed or charged in ſuch laſt Rate, ſo nevertheleſs that no Inhabitant ſhall be entitled to give more than Six Votes; and in caſes where Two or more of the Inhabitants preſent ſhall be jointly rated, each of them ſhall be entitled to vote according to the Proportion and Amount which ſhall be borne by him of the joint Charge; and where One only of the Perſons jointly rated ſhall attend, he ſhall be entitled to vote according to and in reſpect of the whole of the joint Charge.

Inhabitants coming into a Pariſh ſince the laſt Rate may vote.

IV. Provided, and be it further enacted, That when any Perſon ſhall have become an Inhabitant of any Pariſh, or become liable to be rated therein; ſince the making of the laſt Rate for the Relief of the Poor thereof, he ſhall be entitled to vote for and in reſpect of the Lands, Tenements, and Property for which he ſhall have become liable to be rated, and ſhall conſent to be rated in like manner as if he ſhould have been actually rated for the ſame.

Inhabitants refuſing Payment of Poor's Rate excluded from Veſtries.

V. Provided alſo, and it is hereby further enacted, That no Perſon who ſhall have refuſed or neglected to pay any Rate for the Relief of the Poor, which ſhall be due from and ſhall have been demanded of him, and ſhall be entitled to vote or to be preſent in any Veſtry of the Pariſh for which ſuch Rate ſhall have been made, until he ſhall have paid the ſame.

Pariſh Books and Papers preſerved.

VI. And be it further enacted, That as well the Books hereby directed to be provided and kept for the Entry of the Proceedings of Veſtries, as all former Veſtry Books, and all Rates and Aſſeſſments, Accounts and Vouchers of the Churchwardens, Overſeers of the Poor, and Surveyors of the Highways, and other Pariſh Officers, and all Certificates, Orders of Courts and of Juſtices, and other Pariſh Books, Documents, Writings and public Papers of every Pariſh,

Pariſh, except the Regiſtry of Marriages, Baptiſms and Burials, ſhall be kept by ſuch Perſon and Perſons, and depoſited in ſuch Place and manner, as the Inhabitants in Veſtry aſſembled ſhall direct; and if any Perſon in whoſe Hands or Cuſtody any ſuch Book, Rate, Aſſeſſment, Account, Voucher, Certificate, Order, Document, Writing or Paper ſhall be, ſhall wilfully or negligently deſtroy, obliterate or injure the ſame, or ſuffer the ſame to be deſtroyed, obliterated or injured, or ſhall, after reaſonable Notice and Demand, refuſe or neglect to deliver the ſame to ſuch Perſon or Perſons, or to depoſit the ſame in ſuch Place as ſhall by the Order of any ſuch Veſtry be directed, every Perſon ſo offending, and being lawfully convicted thereof on his own Confeſſion, or on the Oath of One or more credible Witneſs or Witneſſes, by and before Two of His Majeſty's Juſtices of the Peace, upon Complaint thereof to them made, ſhall for every ſuch Offence forfeit and pay ſuch Sum, not exceeding Fifty Pounds, nor leſs than Forty Shillings, as ſhall by ſuch Juſtices be adjudged and determined; and the ſame ſhall be recovered and levied by Warrant of ſuch Juſtices in ſuch manner and by ſuch Ways and Means as Poor's Rates in Arrear are by Law to be recovered and levied, and ſhall be paid to the Overſeers of the Poor of the Pariſh againſt which the Offence ſhall be committed, or to ſome of them, and be applied for and towards the Relief of the Poor thereof: Provided nevertheleſs, that every Perſon who ſhall unlawfully retain in his Cuſtody, or ſhall refuſe to deliver to any Perſon or Perſons authorized to receive the ſame, or who ſhall obliterate, deſtroy or injure, or ſuffer to be obliterated, deſtroyed or injured, any Book, Rate, Aſſeſſment, Account, Voucher, Certificate, Order, Document, Writing or Paper belonging to any Pariſh, or to the Churchwardens, Overſeers of the Poor, or Surveyors of the High ways thereof, may in every ſuch caſe be proceeded againſt in any of His Majeſty's Courts, civilly or criminally, in like manner as if this Act had not been made.

Retaining or injuring Pariſh Books, &c.

Penalty.

And ſubject to other Proceedings.

VII. Provided always, and be it further enacted, That all Proviſions, Authorities and Directions in this Act contained in relation to Pariſhes, ſhall extend, and be conſtrued to extend, to all Townſhips, Vills and Places having ſeparate Overſeers of the Poor and maintaining their Poor ſeparately, and that all the Directions and Regulations herein contained in regard to Veſtries ſhall extend and be applied to all Meetings which may by Law be holden of the Inhabitants of any Pariſh, Townſhip, Vill or Place, for any of the Purpoſes in this Act expreſſed; and that the Notices by this Act required to be given of every Veſtry may, in Places in which there is or ſhall be no Pariſh Church or Chapel, or where there ſhall not be Divine Service in ſuch Church or Chapel, be given and publiſhed in ſuch manner as Notices of the like Nature ſhall have been there uſually given and publiſhed, or as ſhall be moſt effectual for communicating the ſame to the Inhabitants of every ſuch Pariſh, Townſhip, Vill or Place reſpectively.

Proviſions in relation to Pariſhes extended to Townſhips, &c.

Manner of giving Notices of Veſtries and Meetings in ſpecial caſes.

VIII. Provided alſo, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to alter the time of holding any Veſtry, Pariſh or Town Meeting which is by the Authority of any Act required to be holden on any certain Day, or within any certain time in ſuch Act preſcribed and directed; nor ſhall any thing in this Act contained extend to take away, leſſen, prejudice or affect the Powers of any Veſtry or Meeting holden in any Pariſh, Townſhip

Time for holding Veſtries ſpecially directed not altered.

Proviſo for ſpecial Veſtries;

Townſhip or Place, by virtue of any ſpecial Act or Acts, of any ancient and ſpecial Uſage or Cuſtom, or to change or affect the Right or manner of voting in any Veſtry or Meeting ſo holden.

and for London

IX. Provided always, and be it enacted, That nothing in this Act contained ſhall extend to any Pariſh within the City of *London*.

and Southwark.

X. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend to any Pariſh in the Borough of *Southwark*.

Act to extend only to England and Wales. Public Act.

XI. And be it further enacted, That this Act ſhall extend only to that Part of the United Kingdom called *England* and *Wales*; and that the ſame ſhall be a Public Act, and be judicially taken Notice of as ſuch by all Judges, Juſtices and others, without ſpecially pleading the ſame.

CAP. LXX.

An Act for repealing ſuch Parts of ſeveral Acts as allow pecuniary and other Rewards on the Conviction of Perſons for Highway Robbery, and other Crimes and Offences; and for facilitating the Means of proſecuting Perſons accuſed of Felony and other Offences. [3d *June* 1818.]

4 W. & M. c. 8. § 2.

'WHEREAS by an Act of Parliament made and paſſed in the Fourth Year of the Reign of their late Majeſties King *William* and Queen *Mary*, intituled *An Act for encouraging the apprehending of Highwaymen*, it is enacted, that from and after the Twenty fifth Day of *March* One thouſand ſix hundred and ninety three, all and every Perſon and Perſons who ſhall apprehend and take one or more Thieves or Robbers, and proſecute him or them ſo apprehended and taken, until he or they be convicted of any Robbery committed in or upon any Highway, Paſſage, Field or open Place, ſhall have and receive from the Sheriff or Sheriffs of the County where ſuch Robbery and Conviction ſhall be made and done, without paying any Fee for the ſame, for every ſuch Offender ſo convicted, the Sum of Forty Pounds within One Month after ſuch Conviction and Demand thereof made, on tendering to ſuch Sheriff or Sheriffs a Certificate of ſuch Conviction, and that ſuch Felon or Felons was or were taken by the Perſon or Perſons claiming ſuch Reward; ſuch Certificate to be ſigned in manner thereby directed; and which ſaid Rewards on ſuch Convictions as aforeſaid are by the ſaid Act directed to be allowed to the reſpective Sheriffs paying the ſame, or to their Executors or Adminiſtrators, in accounting with their ſaid late Majeſties, their Heirs and Succeſſors: And Whereas by an Act of Parliament made and paſſed in the Sixth and Seventh Years of the Reign of His late Majeſty King *William* the Third, intituled *An Act to prevent counterfeiting and clipping the Coin of this Kingdom*, it is enacted, that from and after the Firſt Day of *May* One thouſand ſix hundred and ninety five, all and every Perſon and Perſons who ſhall apprehend and take any Perſon or Perſons who ſhall have counterfeited any of the Current Coin of this Realm, or that for Lucre or Gain ſhall have clipped, waſhed, filed or anyways diminiſhed the ſame, or ſhall bring or cauſe to be brought into this Kingdom, the Dominion of *Wales*, or Town of *Berwick upon Tweed*, any clipt, falſe or counterfeit Coin, and proſecute

4.

6 & 7 W. 3. c. 17. § 9.

'prosecute such Person or Persons until he, she or they be convicted
'of any such Offence, shall have and receive from the Sheriff or She-
'riffs of the County where such Conviction shall be made, for every
'such Offender so convicted, the Sum of Forty Pounds, without pay-
'ing any Fee for the same, within One Month after such Conviction
'and Demand thereof made, on tendering to such Sheriff or Sheriffs
'a Certificate of such Conviction, and that such Traitor or Traitors
'was or were taken and prosecuted by the Person or Persons claiming
'such Reward, such Certificate to be signed in manner thereby di-
'rected; and which Rewards on such last mentioned Convictions are § 10.
'by the said last mentioned Act directed to be allowed to the respec-
'tive Sheriffs paying the same, their Executors or Administrators,
'in accounting with His said late Majesty King *William* the Third:
'And Whereas by an Act of Parliament made and passed in the
'Tenth and Eleventh Years of the Reign of His said late Majesty 10 & 11 W. 3.
'King *William* the Third, intituled *An Act for the better appre-* c. 23.
'*hending, prosecuting and punishing of Felons that commit Burglary,*
'*Housebreaking, or Robbing in Shops, Warehouses, Coach-houses or*
'*Stables, or that steal Horses*, it is enacted, that from and after the § 2.
'Twentieth Day of *May* One thousand six hundred and ninety nine,
'all and every Person and Persons who shall apprehend and take any
'Person guilty of any of the Felonies thereinbefore mentioned, and
'prosecute him, her or them so apprehended and taken, until he,
'she or they be convicted of any of the Felonies thereinbefore men-
'tioned, such Apprehenders and Takers, for his, her or their Re-
'ward, upon every such Conviction, without any Fee or Reward to
'be paid for the same, shall have forthwith after every such Convic-
'tion a Certificate, to be signed in manner therein mentioned, certi-
'fying such Conviction, and also within what Parish or Place the
'Felony was committed, whereof any such Person or Persons was or
'were convicted as aforesaid, and also that such Felon or Felons was
'or were discovered and taken, or discovered or taken by the Person
'or Persons so discovering or apprehending any the said Felon or Fe-
'lons, and which Certificate shall or may be once assigned over and
'no more, and the original Proprietor of such Certificate, or the
'Assignee of the same, whomsoever of them shall have the Interest
'therein, by virtue thereof, and of the said last mentioned Act,
'shall and may be discharged of and from all and all manner of
'Parish and Ward Offices within the Parish or Ward wherein the
'Felony or Felonies shall be committed, and such Party or Assignee
'is thereby declared to be discharged therefrom; which said Certi-
'ficate is directed to be enrolled in the manner therein mentioned:
'And Whereas by an Act of Parliament made and passed in the
'Fifth Year of the Reign of Her late Majesty Queen *Anne*, enti-
'tuled *An Act for the encouraging the Discovery and Apprehend-* 5 Ann. c. 31.
'*ing of Housebreakers*, it is enacted, that from and after the § 1.
'Tenth Day of *May* One thousand seven hundred and seven, all
'and every Person and Persons who shall apprehend and take any
'Person or Persons guilty of Burglary, or the felonious breaking
'and entering of any House in the Day time, and prosecute him,
'her or them so apprehended and taken, until he, she or they be
'convicted of such Burglary or Felony, shall have and receive, over
'and above the Rewards given by the said recited Act of the Tenth
'and Eleventh Years of King *William* and Queen *Mary*, the Sum

'of

'of Forty Pounds within One Month after such Conviction, to be 'paid by the Sheriff or Sheriffs of the County where such Felony 'or Burglary shall be made and done, without any Fee for the same, 'to the Person or Persons so taking, apprehending and prosecuting 'the said Offenders, he and they tendering to such Sheriff or She-'riffs a Certificate of such Conviction, and in what Parish the same 'was committed, and that such Felon or Felons was or were taken 'by the Person or Persons claiming such Reward; such Certificate 'to be signed in manner thereby directed; and which said Rewards 'on such Convictions as aforesaid are by the said last recited Act 'directed to be allowed to the respective Sheriffs paying the same, 'their Executors or Administrators, in their Accounts: And Whereas 'by an Act of Parliament made and passed in the Fourteenth Year 'of the Reign of His late Majesty King *George* the Second, intituled
14 G. 2. c. 6. § 2. '*An Act to render the Laws more effectual for preventing the stealing 'and destroying of Sheep and other Cattle*, it is enacted, that from 'and after the First Day of *May* One thousand seven hundred and 'forty one, all and every Person and Persons who shall apprehend 'and prosecute to Conviction any Offender or Offenders guilty of any 'of the Offences thereinbefore mentioned, shall have and receive as a 'Reward, upon every such Conviction, the Sum of Ten Pounds, to 'be paid, within One Month after such respective Conviction, by the 'Sheriff or Sheriffs of the County where such Offence or Offences 'shall be committed and done, without any Deduction, to the Person 'or Persons so apprehending and prosecuting such Offender or Of-'fenders, he or they tendering to such Sheriff or Sheriffs a Certi-'ficate of such Conviction, and where the Offence was committed, 'and that such Offender or Offenders was or were apprehended and 'prosecuted by the Person or Persons claiming such Reward; such 'Certificate to be signed in manner thereby directed; and which said 'Rewards on such last mentioned Convictions are by the said last 'mentioned Act directed to be allowed to the respective Sheriffs pay-'ing the same, their Executors or Administrators, in their respective 'Accounts: And Whereas by an Act of Parliament made and 'passed in the Fifteenth Year of the Reign of His said late Majesty
25 G. 2. c. 28. § 7. 'King *George* the Second, intituled *An Act for the more effectual 'preventing the counterfeiting of the current Coin of this Kingdom, 'and the uttering or paying of false or counterfeit Coin*, it is enacted 'that whosoever shall, after the Twenty ninth Day of *September* 'One thousand seven hundred and forty two, apprehend any Person 'or Persons who shall have committed any of the Offences thereby 'made High Treason or Felony, or who shall have made or counter-'feited any of the Copper Money therein mentioned, and shall pro-'secute such Offenders until he, she or they shall be thereof 'convicted, such Prosecutor and Prosecutors shall have and receive 'from the Sheriff or Sheriffs of the County or City where such Con-'viction shall be made, for every such Offender so convicted of any 'of the Treasons or Felonies aforesaid, the Sum of Forty Pounds; 'and for every Person so convicted of counterfeiting any of the said 'Copper Money, the Sum of Ten Pounds, without paying any Fe 'for the same, within One Month after such Conviction and Demand 'thereof made, by tendering a Certificate to the said Sheriff or She-'riffs certifying such Conviction, and that the Offender or Offenders 'were apprehended and prosecuted by the Persons claiming the

'said

'said Reward; such Certificate to be signed in manner thereby directed; and which said Rewards on such last mentioned Convictions are by the said last mentioned Act directed to be allowed to any such Sheriff or Sheriffs upon his or their accounting with His said late Majesty King *George* the Second: And Whereas it has been found by Experience that the Encouragement given by the said several recited Acts of Parliament, by way of pecuniary and other Rewards, for the Apprehension and Prosecution to Conviction of Persons guilty of the several Crimes and Offences therein mentioned or referred to, has not produced the wholesome Effects of diminishing the Crimes and Offences thereby intended to be prevented or checked; and it has also been found by Experience that the Hope or Expectation of obtaining such Rewards, or some or one of them, or some other pecuniary Reward or Compensation, has instigated evil disposed Persons to conspire to entrap the unwary and ignorant into the Commission of Offences, for which they have afterwards been apprehended and prosecuted to Conviction by such Conspirators, whereby Encouragement has not only been given to the Commission of such Crimes and Offences, but the Laws of God and Man have been violently transgressed;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said recited Act of the Fourth Year of the Reign of their said late Majesties King *William* and Queen *Mary*, as authorizes and directs the Receipt and Payment of the Sum of Forty Pounds by way of Reward by and to every Person and Persons who shall apprehend and take and prosecute to Conviction One or more Thieves or Robbers, for any Robbery committed in or upon any Highway, Passage, Field or open Place, and for the Allowance of the Payment of such Reward of Forty Pounds to the Sheriff or Sheriffs paying the same, or their Executors or Administrators, in the Accounts of such Sheriff or Sheriffs; and also, that so much of the said recited Act of the Sixth and Seventh Years of the Reign of His said late Majesty King *William* the Third, as authorizes and directs the Receipt and Payment of the Sum of Forty Pounds by way of Reward by and to all and every Person and Persons who shall apprehend and take any Person or Persons who shall have counterfeited any of the current Coin of this Realm, or that for Lucre or Gain shall have clipped, washed, filed or anyways diminished the same, or shall bring or cause to be brought into this Kingdom, the Dominion of *Wales*, or Town of *Berwick upon Tweed*, any clipt, false or counterfeit Coin, and prosecute such Person or Persons until he, she or they be convicted of any such last mentioned Offence or Offences, and also as directs the Allowance of the Payment of such last mentioned Reward of Forty Pounds to the Sheriff or Sheriffs paying the same, or to their Executors or Administrators, in the Accounts of such Sheriff or Sheriffs; and also that so much of the said recited Act of the Fifth Year of the Reign of Her said late Majesty Queen *Anne*, as authorizes and directs the Receipt and Payment of the Sum of Forty Pounds by way of Reward by and to all and every Person and Persons who shall apprehend and take any Person or Persons guilty of Burglary, or the felonious breaking and entering of any House in the Day time, and prosecute him, her or them so apprehended

4 W. & M. c. 8. § 2.

6 & 7 W. 3. c. 17. § 9.

5 Ann. c. 31. § 1.

prehended and taken, until he, ſhe or they be convicted of ſuch Burglary or Felony, and alſo as directs the Allowance of the Payment of ſuch laſt mentioned Reward of Forty Pounds, to the Sheriff or Sheriffs paying the ſame, or to their Executors or Adminiſtrators, in the Accounts of ſuch Sheriff or Sheriffs; and alſo that ſo much of the ſaid recited Act of the Fourteenth Year of the Reign of His ſaid late Majeſty King *George* the Second, as authorizes and directs the Receipt and Payment of the Sum of Ten Pounds by way of Reward by and to all and every Perſon and Perſons who ſhall apprehend and proſecute to Conviction any Offender or Offenders who ſhall feloniouſly drive away, or in any other manner feloniouſly ſteal, one or more Sheep of any other Perſon or Perſons whatſoever, with a felonious Intent to ſteal the whole Carcaſe or Carcaſes, or any Part or Parts of the Carcaſe or Carcaſes of any One or more Sheep or other Cattle that ſhall be ſo killed, or ſhall aſſiſt or aid any Perſon or Perſons to commit any ſuch Offence or Offences; and alſo as directs the Allowance of the Payment of ſuch laſt mentioned Reward of Ten Pounds to the Sheriff or Sheriffs paying the ſame, or to their Executors or Adminiſtrators, in the Accounts of ſuch Sheriff or Sheriffs; and alſo that ſo much of the ſaid recited Act of the Fifteenth Year of the Reign of His ſaid late Majeſty King *George* the Second, as authorizes and directs the Receipt and Payment of the Sum of Forty Pounds by way of Reward by and to whoever ſhall apprehend any Perſon or Perſons who ſhall have committed any of the Offences by the ſame Act made High Treaſon or Felony, and the Receipt and Payment of the Sum of Ten Pounds by way of Reward by and to whoever ſhall in like manner apprehend any Perſon or Perſons who ſhall have made or counterfeited any of the Copper Money therein mentioned, and ſhall proſecute ſuch ſeveral and reſpective Offenders until he, ſhe or they ſhall be thereof reſpectively convicted; and alſo as directs the Allowance of the Payment of ſuch laſt mentioned Rewards of Forty Pounds and Ten Pounds to the Sheriff or Sheriffs paying the ſame, upon his or their accounting with His Majeſty; ſhall be and the ſame is and are hereby ſeverally and reſpectively repealed.

14 G. 2. c. 6. § 2.

15 G. 2. c. 28. § 7.

repealed.

Certificates granted under 10 & 11 W. 3. c. 23. not to be transferable.

II. And be it further enacted, That from and after the paſſing of this Act, no Certificate which ſhall be granted, purſuant to the ſaid recited Act of the Tenth and Eleventh Years of the Reign of King *William* the Third, to any Perſon or Perſons who ſhall apprehend and take and proſecute to Conviction any Perſon guilty of any of the Felonies therein before mentioned, to diſcharge ſuch Perſon or Perſons ſo apprehending and proſecuting from Pariſh and Ward Offices, ſhall be aſſignable or transferable by the Perſon or Perſons to whom ſuch Certificate ſhall be originally granted, to any Perſon or Perſons whomſoever; nor ſhall any ſuch Certificate or Certificates exempt or diſcharge from Pariſh or Ward Offices any other Perſon or Perſons whomſoever than the Perſon or Perſons to whom the ſame was originally granted; the ſaid recited Act of the Tenth and Eleventh Years of the Reign of King *William* the Third, or any other Law, Uſage or Cuſtom to the contrary in anywiſe notwithſtanding.

How far to exempt from Offices.

Proviſo for Executors of Perſons killed by Robbers, &c.

III. Provided always, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend to take away from or deprive the Executors or Adminiſtrators of any Perſon or Perſons who ſhall happen to be killed by any Robber or Robbers endeavouring

endeavouring to apprehend or in making Purſuit after him or them, of any Reward or Rewards to which the Executors or Adminiſtrators of any Perſon or Perſons ſo happening to be killed would be entitled by the ſaid recited Act of the Fourth Year of the Reign of their ſaid late Majeſties King *William* and Queen *Mary*; nor to deprive any Perſon or Perſons of the Horſe, Furniture and Arms, Money or other Goods of any Robber or Robbers, and which by the ſame Statute are directed to become the Property of any Perſon or Perſons who ſhall take, apprehend, proſecute or convict any ſuch Robber or Robbers as therein mentioned; nor ſhall any thing herein contained extend or be conſtrued to extend to deprive the Executors or Adminiſtrators of any Watchman or any other Perſon or Perſons who ſhall happen to be killed by any Burglar or Houſebreaker endeavouring to apprehend or in making Purſuit after him or them, of any Reward or Rewards to which ſuch Executors or Adminiſtrators would be entitled by virtue of the ſaid recited Act of the Fifth Year of the Reign of Her ſaid late Majeſty Queen *Anne*. In reſpect of Reward, &c.

'IV. And Whereas many Perſons are deterred from proſecuting 'Perſons guilty of Felony upon account of the Expence and Loſs 'of time attending ſuch Proſecutions, whereby the Ends of Juſtice 'are frequently defeated;' Be it therefore enacted by the Authority aforeſaid, That from and after the paſſing of this Act it ſhall and may be lawful for the Court before whom any Perſon ſhall be proſecuted or tried for any Grand or Petit Larceny or other Felony, and every ſuch Court is hereby authorized and empowered, at the Requeſt of the Proſecutor or any other Perſon or Perſons who ſhall become bound in any Recognizance to His Majeſty, His Heirs and Succeſſors, to proſecute or give Evidence, or who ſhall be ſubpœned to give Evidence againſt any Perſon or Perſons accuſed of any Grand or Petit Larceny or other Felony, and who ſhall appear to proſecute and give Evidence, or who ſhall appear to the ſaid Court to have been active in the Apprehenſion of any Perſon or Perſons accuſed of any of the Offences in the ſaid hereinbefore recited Acts mentioned, or any of them, to order the Sheriff or Treaſurer of the County in which the Offence ſhall have been committed to pay unto ſuch Proſecutor and Witneſſes, and Perſon or Perſons concerned in ſuch Apprehenſion as aforeſaid, reſpectively, as hereinafter mentioned, as well the Coſts, Charges and Expences which ſuch Proſecutor ſhall be put to in preferring the Indictment or Indictments againſt the Perſon or Perſons ſo accuſed, as alſo ſuch Sum and Sums of Money as to the ſaid Court ſhall ſeem reaſonable and ſufficient to reimburſe ſuch Proſecutor and Witneſſes, and Perſon or Perſons concerned in ſuch Apprehenſion as aforeſaid, for the Expences they ſhall have been put ſeverally to in attending before the Grand Jury to prefer ſuch Indictment or Indictments, and in otherwiſe carrying on ſuch Proſecution, and alſo compenſate ſuch Proſecutor and Witneſſes, and Perſon or Perſons concerned in ſuch Apprehenſion as aforeſaid, reſpectively, for their Loſs of time and Trouble in ſuch Apprehenſion and Proſecution as aforeſaid. Court empowered to order Payment of Expences of Proſecutor and Witneſſes.

V. And be it further enacted, That in caſe the ſaid Judge, Juſtices or Court ſhall make any Order and Direction for the Payment of any ſuch Sum or Sums of Money to any Perſon or Perſons concerned in the Apprehenſion and Taking of any Perſon or Perſons accuſed of any of the Offences in the ſaid hereinbefore recited Acts mentioned, To be paid by Sheriff of County as by 4 W. & M. c. 8. § 2. 6 W. 3. c. 17. § 9.

5 Ann. c. 31. § 1. 14 G. 2. c. 6. § 2. 15 G. 2. c. 28. § 7.

mentioned, or any of them, the ſame ſhall be paid by the Sheriff of the County in which the Offence ſhall have been committed; and in the like manner, upon the like Certificate, and at the ſame Period of time as the Rewards are directed to be paid by the ſaid recited Acts of Fourth *William* and *Mary*, Sixth *William* the Third, Fifth *Anne*, the Third and Fourteenth and Fifteenth *George* the Second; and that every ſuch Certificate ſhall be made out by the Clerk of Aſſize or Clerk of the Peace reſpectively, and be forthwith delivered to the Perſon or Perſons entitled to the ſame, upon Payment of the Sum of Five Shillings for each ſuch Certificate; and that the Sheriff of the County upon Payment of the Sum of Money ſpecified in ſuch Certificate, ſhall be reimburſed the ſaid Sum of Money in like manner as is directed by the ſaid ſeveral and reſpective Acts hereinbefore recited.

The Order for Coſts to be made by Clerk of Aſſize, and to be paid by Treaſurer of County. Fee.

VI. And be it further enacted, That every ſuch Order for the Coſts and Charges aſſigned by this Act to Proſecutors and Witneſſes ſhall be made out by the Clerk of Aſſize or Clerk of the Peace reſpectively; which Order the Clerk of Aſſize or Clerk of the Peace is hereby directed and required forthwith to make out and deliver unto ſuch Proſecutor, upon being paid for the ſame the Sum of One Shilling and no more; and the Treaſurer of the ſaid County, Riding or Diviſion is hereby authorized and required, upon Sight of ſuch Order, forthwith to pay to ſuch Proſecutor, or other Perſon authorized to receive the ſame, ſuch Money as aforeſaid, and ſhall be allowed the ſame in his Account.

25 G. 2. c. 36. § 5.

'VII. Whereas by an Act of Parliament made and paſſed in the 'Twenty fifth Year of the Reign of His late Majeſty King *George* the 'Second, intituled *An Act for preventing Theſts and Robberies, and 'for regulating Places of Public Entertainment, and puniſhing Perſons 'keeping diſorderly Houſes*, it is amongſt other things enacted, that 'if any Two Inhabitants of any Pariſh or Place, paying Scot and 'bearing Lot therein, do give Notice in Writing to any Conſtable, 'or other Peace Officer of the like Nature where there is no Con'ſtable of ſuch Pariſh or Place, of any Perſon keeping a Bawdy 'Houſe, Gaming Houſe or any other diſorderly Houſe in ſuch 'Pariſh or Place, the Conſtable or ſuch Officer as aforeſaid ſo receiv'ing ſuch Notice ſhall forthwith go with ſuch Inhabitants to One of 'His Majeſty's Juſtices of the Peace of the County, City, Riding, 'Diviſion or Liberty in which ſuch Pariſh or Place does lie, and 'ſhall, upon ſuch Inhabitants making Oath before ſuch Juſtice that 'they do believe the Contents of ſuch Notice to be true, and enter'ing into a Recognizance in the penal Sum of Twenty Pounds each 'to give or produce material Evidence againſt ſuch Perſon for ſuch 'Offence, enter into a Recognizance in the penal Sum of Thirty 'Pounds to proſecute with Effect ſuch Perſon for ſuch Offence at 'the next General or Quarter Seſſions of the Peace, or at the next 'Aſſizes to be holden for the County in which ſuch Pariſh or Place 'does lie, as to the ſaid Juſtice ſhall ſeem meet: And Whereas it is 'expedient, that when any Two Inhabitants of any Pariſh or Place, 'paying Scot and bearing Lot therein, ſhall give Notice in Writing 'to any Conſtable of ſuch Pariſh or Place of any Perſon keeping 'a Bawdy Houſe, Gaming Houſe or any other diſorderly Houſe, 'in ſuch Pariſh or Place, that the Overſeers of the Poor of ſuch Pariſh 'or Place ſhall have Notice thereof;' Therefore be it enacted, and it

is hereby enacted, That a Copy of the Notice which shall be given to such Constable shall also be served on or left at the Places of Abode of the Overseers of the Poor of such Parish or Place, or one of them, and such Overseers or Overseer of the Poor shall be summoned or have reasonable Notice to attend before such Justice of the Peace before whom such Constable shall have Notice to attend; and if such Overseers or Overseer of the Poor shall then and there enter into such Recognizance to prosecute such Offender as the Constable is in and by the said Act required to enter into, then it shall not be necessary for, nor shall such Constable be required to enter into such Recognizance; but if such Overseers or Overseer of the Poor shall neglect to attend such Justice on having such Notice, or shall attend, and shall decline or refuse to enter into such Recognizance to prosecute, then such Constable shall enter into the same, and shall prosecute, and shall be entitled to his Expences, to be allowed as in and by the said Act is directed.

Copy of Notice to be given also to Overseers of Poor; who are to prosecute.

VIII. Provided always, and be it further enacted, That no Person or Persons shall be entitled to any such Costs or Expences for attending the Court, unless he or they shall have been bound by Recognizance, or have previously received a Subpœna to attend the same, or a written Notice for that Purpose from the Prosecutor, his Agent or his Attorney.

To whom Costs shall be paid.

'IX. And Whereas there are several Cities, Towns Corporate 'and Places which do not contribute to the Payment of any County 'Rate, and have no Town Rate or Public Stock; and Doubts may 'arise whether such Cities, Towns Corporate and Places can be 'legally rated and assessed towards the Payments by this Act directed 'to be made;' Be it therefore enacted, That in all such cases the said Costs, Charges, Expences, Sum and Sums of Money and Compensations shall be raised, levied, collected and paid within such Cities, Towns Corporate and Places, by a separate Rate and Assessment to be made by the Churchwardens and Overseers of the Poor of the several Parishes and Precincts within such Cities, Towns Corporate and Places, and by such and the like Ways, Methods and Means, as the Rates for the Relief of the Poor are, can or may be raised, levied and collected in such Cities, Towns Corporate and Places.

In Places which do not contribute to County Rate, and have no public Stock, a separate Rate levied for Purposes of Act.

'X. And Whereas it may happen that the Sums of Money to be 'raised in the said Cities, Towns Corporate and Places, or some or 'one of them, for the Payments by this Act directed to be made, 'may be so small that it may not be convenient to make an equal 'separate Rate and Assessment for the same upon the said Parishes 'and Precincts within such Cities, Towns Corporate and Places;' Be it enacted, That in such last mentioned case, and when and so often as the same shall happen, the said Costs, Charges, Expences, Sum and Sums of Money and Compensations, shall and may, by Order of the said Court before whom any such Person may be tried as aforesaid, be paid out of the Monies from time to time raised for the Relief of the Poor in the said several Cities, Towns Corporate and Places, and the Treasurers, or Persons from time to time having the Management of the said Monies raised for the Relief of the Poor in the same Cities, Towns Corporate and Places respectively, are hereby authorized and required to pay the said Sums of Money so ordered to be paid as aforesaid, out of the said last men-

Where Sums are too small to be raised by a separate Rate, such Sums shall be paid out of Poor's Rate.

tioned Monies, when and as often as the ſame ſhall be ſo ordered: Provided always, that ſhould there be more Pariſhes than one in the ſame Diſtrict, the Payments are to be made and levied in ſuch Rates and Proportions as the reſpective Pariſhes pay to the Poor Rate.

Proviſo where more Pariſhes than one in ſame Diſtrict.

CAP. LXXI.

An Act for granting to His Majeſty a Sum of Money to be raiſed by Lotteries. [3d *June* 1818.]

[*This Act is the ſame as* 57 G. 3. c. 31. *except as to Dates and as to the Sections that are here retained.*]

'IV. And Whereas it may be expedient for the Public Service 'that Annuities in ſome of the Public Funds may be given as Prizes 'in the Place of Money,' Be it therefore enacted, That it ſhall be lawful for the ſaid Commiſſioners of the Treaſury, or any Three or more of them, to authorize and empower the Commiſſioners for the Redemption of the National Debt to appropriate ſuch a Sum, in Annuities, in any of the Public Funds, ſtanding in their Names in the Books of the Bank of *England*, as will be equal to the Whole or ſuch Part of the Ten Pounds *per* Ticket to be diſtributed in Prizes as hereinbefore mentioned, as the Contractor or Contractors for any Lottery or Lotteries ſhall requeſt to be given in Stock in the Place of Money, which Stock ſhall be eſtimated at the mean Price the ſame Funds or Annuities ſhall have been ſold at the Bank of *England* on the laſt Day of ſelling the ſame previous to the time or times of making ſuch Contract or Contracts, or of the Day of Approval by the ſaid Commiſſioners of the Treaſury of the Scheme of any Lottery, and ſhall be transferred to the Holders of the Tickets entitled thereto by the ſaid laſt mentioned Commiſſioners, at ſuch times and by Authority of ſuch Certificates as are hereinafter mentioned and deſcribed; and the ſaid Commiſſioners of the Treaſury ſhall account for the Money retained in lieu of the Stock with the other Money raiſed for the Service of the Year One thouſand eight hundred and eighteen, or ſhall order ſuch a Sum of Money to be paid to the ſaid Commiſſioners for Redemption of the National Debt, out of the Sums raiſed by Sale of Lottery Tickets, or out of any of the Aids or Supplies granted in this Seſſion of Parliament for the Service of the Year One thouſand eight hundred and eighteen, as will be ſufficient to buy the ſame Amount in Stock as ſhall have been appropriated for the Prizes before mentioned, or ſhall cauſe an Amount of Annuities equal to the Annuities ſo appropriated to be purchaſed for or transferred to the ſaid Commiſſioners for the Reduction of the National Debt, within One Month after ſuch Appropriation.

Annuities in the Public Funds may be given for Prizes in lieu of Money.

XXI. And be it further enacted, That every Perſon who ſhall be licenſed by the ſaid Commiſſioners of Stamp Duties to attend for the Purpoſe aforeſaid, ſhall be entitled to have ſtamped by the ſaid Commiſſioners, or their Officers, proper Numerical Books, containing the Numbers of the Tickets in the ſaid reſpective Lotteries in Arithmetical Progreſſion as aforeſaid, every of which Books ſhall exceed in Length Twenty one Inches, and in Breadth Seventeen Inches, and ſhall be bound in ſtiff milled Boards, and ſhall be ſtamped and marked on every Leaf thereof by a proper Stamp or Mark, to be provided and uſed for that Purpoſe by the ſaid Commiſſioners

Perſons ſo licenſed to have Numerical Books ſtamped on every Leaf.

missioners or their Officers; and the said Commissioners or any One of them shall have Power and Authority to grant such Licences and stamp such Books to and for such Persons who shall be duly licensed to share Tickets and issue Chances in the manner hereinafter mentioned, and who shall deposit and divide into Shares in the manner hereinafter expressed One hundred and twenty Tickets or more in the said Lottery or Lotteries respectively, or such Proportion of Tickets as is hereinafter mentioned, before the Drawing begins, and to such other Persons acting for them respectively, as the said Managers and Directors shall approve; and that it shall be lawful for the Managers and Directors hereinbefore mentioned, or such of them as shall be present, to lock up and detain the said Numerical Books stamped as aforesaid, for any intermediate time between the Days of Drawing any Lottery, if the said Managers and Directors shall think fit, or they shall be required thereto by the said Commissioners of the Treasury, or any Three or more of them; but subject nevertheless to such Regulations with regard thereto, as the said Commissioners of the Treasury or any Three or more of them shall approve; and if any Person present at the Drawing of any or either of the said Lotteries (not being duly authorized or licensed in manner aforesaid) shall, at such time and Place, take and set down in Writing the Number or Numbers of any Ticket or Tickets, when and after the same shall be drawn, or any Figure or Mark to denote the same, or shall make or begin to make any Register or List in Writing of the Numbers of any Tickets which shall have been drawn on the Day of making or beginning to make or of carrying on such Register or List, or shall knowingly have in his or her Custody or Possession, or in his, her or their House, Shop, Office or Place, any printed or written Register or List of the Numbers of the Tickets in the said Lotteries, or of any Part thereof, whether drawn or undrawn, with any Marks, Figures, Letters or Numbers thereon, marking or denoting the Order or time of drawing any such Tickets drawn on the same Day, or the Benefits to which any such Tickets may be entitled by virtue of this Act, other than such complete Numerical Register or List in Books of the respective Dimensions before mentioned, and stamped in the manner aforesaid, or such Numerical or other List of each Day's drawing as shall be printed and published under the Authority of this Act by the said Managers and Directors; or if any Person or Persons whatever shall, unless with the special Permission in Writing of Three of such Managers and Directors as aforesaid, publish or cause to be published, during the Hours of Drawing the said Lotteries, any List, Register or Slip containing the Number or Numbers of any Ticket or Tickets drawn on the Day of publishing the same, or any Marks, Letters or Figures to denote the same, or shall publish or cause or procure to be published any List or Register of Tickets, wherein the Numbers of any Tickets, or any Marks, Letters or Figures, shall be placed to denote the time of Day or Order in which any Tickets shall be drawn, and with the Intent to denote the same, or shall in any other manner publish the Number or Numbers of any such Ticket or Tickets, every such Person so offending, and being lawfully convicted thereof, shall forfeit and pay the Sum of Five Pounds; and that it shall and may be lawful for the Lord Mayor, or any of the Aldermen of the City of *London*, or

Commissioners to grant such Licences only on account of licensed Lottery Offices. Numerical Books may be locked up.

Unlicensed Persons taking down or publishing the Numbers of Tickets drawn, &c.

Penalty 5l.

On Complaint the Magistrates of London or

any Justice may grant Warrants for apprehending Offenders.

or any Justice of the Peace or Magistrate, upon Complaint made upon Oath or solemn Affirmation of any Offence committed against this Act in any of the Particulars before mentioned, whereby such pecuniary Penalty as aforesaid may become forfeited, to issue his Warrant for apprehending such Offender; and every such Register or List or Copy as aforesaid made contrary to the Directions of this Act shall be forfeited, and shall and may be seized by any Constable or other Officer of the Peace, or by any Person employed by the said Managers and Directors in the Execution of the several Acts for the Regulation of Lotteries, and upon Production thereof before any Justice or Justices of the Peace, such Justice or Justices shall and may, by his or their Order in Writing, direct the same to be detained, or otherwise, if he or they shall think fit, to be destroyed; and if any Person or Persons shall be found or discovered in the actual Commission of any such Offence, it shall and may be lawful for any Person whatever to apprehend on the Spot the Person or Persons so offending, and to convey or cause to be conveyed before One of the Magistrates aforesaid the Person or Persons so apprehended, to be proceeded against in such manner as is herein directed; and when any Person or Persons shall be apprehended, or brought before any of the Magistrates aforesaid for any such Offence, it shall and may be lawful for such Magistrate to proceed to examine into the Circumstances of the case, and upon due Proof upon Oath or solemn Affirmation of any such Offence committed against this Act, to give Judgment or Sentence accordingly; and where the Party accused shall be convicted of such Offence, and such Penalties shall not be immediately paid, to commit such Offender to Prison for any Space not exceeding Fourteen Days, nor less than Five Days, without Bail or Mainprize, and without Appeal, or until such Penalty shall be satisfied; and every such Penalty, when paid upon Conviction, shall be applied to the Use of the Informer or Informers, or Person or Persons apprehending or bringing such Offender or Offenders before such Magistrate, and the Constable or Constables concerned in apprehending or securing such Offender or Offenders, in such Proportions as such Magistrate shall direct.

Persons in the actual Commission of such Offence may be apprehended by any Person and carried before a Magistrate, who may commit the Offender if Penalty be not paid.

Application of such Penalty.

Convictions to be made out in the following

XXIII. And be it further enacted, That the Magistrate before whom any Offender shall be convicted as aforesaid, shall cause the said Conviction to be made out in the manner and Form following, or in any other Form of Words to the like Effect, *mutatis mutandis*; (that is to say),

Form.

'BE it remembered, That on at
'*A. B.* of was duly convicted before me
'of having committed an Offence against the
'Form of an Act of Parliament made in the Fifty eighth Year of
'the Reign of His present Majesty, *for granting to His Majesty a*
'*Sum of Money to be raised by Lotteries*; for which Offence I do
'adjudge that the said *A. B.* hath forfeited the Sum of
'to be distributed in manner following; (that is to
'say,) [*here set out the Proportions and the Names of the Persons to*
'*whom the Penalty shall be paid.*] Given under my Hand and Seal
'the Day and Year first above written.' Provided nevertheless, that it shall and may be lawful to and for the said Magistrate, where he shall see cause, to mitigate and lessen any such Penalty as he shall think fit, (reasonable Costs and Charges of the Officers and Informers,

Penalty may be mitigated.

as

as well in making the Diſcovery as in proſecuting the ſame, being always allowed over and above ſuch mitigated Penalty,) and ſo as ſuch Mitigation do not reduce the Penalty to leſs than a Moiety of the Penalty incurred over and above the ſaid Coſts and Charges, any thing herein contained to the contrary notwithſtanding; and no ſuch Conviction ſhall be removed by *Certiorari* into any Court whatever.

Conviction not removable.

XXVI. And be it further enacted, That every ſuch Licence ſhall be upon Paper or Parchment, ſtamped with a Stamp denoting the Payment of the Duty of Fifty Pounds hereby impoſed, and ſhall ſet forth the true Name and Place of Abode of the Perſon or Perſons taking out the ſame, and alſo the particular Houſe or Place where ſuch Buſineſs ſhall be carried on; and ſuch Licence ſhall continue in force until after the Expiration of the Drawing of the laſt of the Lotteries to be drawn under the Authority of this Act, or until the ſaid Licence ſhall be forfeited as hereinafter is mentioned and directed, and no longer; and every Perſon acting or dealing in any of the matters therein contained after the Expiration of ſuch Licence ſhall be conſidered in every reſpect as an unlicenſed Perſon.

Licence to be ſtamped and continue in force till the Expiration of the Drawing of the Lotteries.

XXXII. Provided alſo, and be it further enacted, That if any Perſon or Perſons to whom any ſuch Licence or Licences as aforeſaid ſhall be granted, ſhall be proſecuted and convicted of any Offence againſt this Act, whether on Proſecution of the Bond to be given in purſuance of this Act, or for any Penalty under this Act, or as a Rogue and Vagabond, or in caſe any Perſon or Perſons ſo licenſed ſhall, in the Opinion of the ſaid Commiſſioners of Stamp Duties, miſconduct himſelf or themſelves, in any Act, matter or thing relating to the Buſineſs of or in anywiſe concerning the Lottery, and the ſaid Commiſſioners of Stamp Duties ſhall, after hearing the Parties charged with ſuch Miſconduct, be of Opinion that he is or they are guilty thereof, then ſuch Licence or Licences granted as aforeſaid by virtue of this Act ſhall be abſolutely void and of no Effect, and the ſaid Commiſſioners may, if they ſhall think proper, refuſe to grant to ſuch Perſon or Perſons a Licence under any future Act of Parliament which may be made and paſſed for granting to His Majeſty or His Succeſſors a Sum of Money to be raiſed by Lotteries.

Perſons convicted of Offences ſhall forfeit their Licence.

'XXXV. And Whereas many evil diſpoſed Perſons, to evade 'the Proviſions of the Acts made to puniſh Perſons guilty of inſur-'ing for or againſt the Drawing of Tickets, more particularly 'deſcribed in this Act, have empowered and authorized and do 'empower and authorize Agents for them to take Money for ſuch 'illegal Contracts, and have in their Cuſtody or Poſſeſſion Account 'or Accounts, Statement or Statements, Memorandum or Memo-'randums in Writing of ſuch illegal Contracts entered into;' Be it therefore enacted, That upon Information upon Oath made before any Magiſtrate or Juſtice of the Peace, ſtating any Perſon to be a reputed Lottery Inſurer, and in the Opinion of the Informer to be in Poſſeſſion of Books, Papers or Memorandums of illegal Contracts entered into relating to Lottery Inſurances, it ſhall be lawful for, and ſuch Magiſtrate or Juſtice of the Peace is hereby required to iſſue his Warrant, directed to a Conſtable or Officer of Police, to empower him with proper Aſſiſtance to ſearch the Perſon of the ſaid reputed Lottery Inſurer, to enter the Dwelling Place and Premiſes of ſuch reputed Lottery Inſurer, and ſearch for and ſeize all ſuch Papers,

Lottery Inſurers in whoſe Premiſes Papers, &c. relating to Inſurance are found, &c. ſhall be puniſhed as Rogues and Vagabonds.

Accounts or Memorandums; and if any ſuch be found either in or about the Dwelling Place or Premiſes, or upon ſuch Lottery Inſurer, or any other Perſon or Perſons in the ſame Dwelling Place, appearing to relate to Inſurance in the Lottery or Little Go, or if any Memorandums of Inſurance in the Lottery or Little Go ſhould be found at the time of ſuch Search, written in Chalk or otherwiſe upon or about the Dwelling Place or Premiſes, then to apprehend and bring the ſaid reputed Lottery Inſurer or Inſurers hereinbefore deſcribed, with ſuch Perſon or Perſons upon whom ſuch Lottery or Little Go Inſurance Papers, Accounts or Memorandums were found, before Two Magiſtrates or Juſtices of the Peace, and upon Proof before them that ſuch Papers, Accounts or Memorandums relate to Lottery or Little Go Inſurances, or if ſuch Accounts or Memorandums cannot be brought away without injuring the Premiſes, then upon Proof by Two credible Witneſſes, of whom the Perſon who ſhall have given ſuch Information upon Oath as is hereinbefore mentioned ſhall not be One, that ſuch Memorandums were written with Chalk or otherwiſe upon or in the Premiſes, and related to Lottery or Little Go Inſurances, ſuch Perſons are to be deemed Rogues and Vagabonds, and puniſhed as ſuch.

CAP. LXXII.

An Act for improving and completing the Harbour of *Dunmore*, in the County of *Waterford*, and rendering it a fit Situation for His Majeſty's Packets. [3d *June* 1818.]

'WHEREAS the Pier of *Dunmore*, at the Mouth of the 'Haven of *Waterford*, has been begun and carried on at 'the public Expence, chiefly for the Accommodation of His 'Majeſty's Packets plying between *Waterford* and *Milford*: And 'Whereas it is expedient to provide for the improving and completing 'the ſaid Pier and Harbour, for the Regulation of the Shipping 'that may uſe the ſame, and for the Support and Preſervation of the 'Harbour when completed:' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, from and immediately after the paſſing of this Act, to appoint by Writing under his or their Hand or Hands any Perſons whom he or they may think proper, not exceeding Five in Number, to be Commiſſioners for the Purpoſe of carrying this Act into Execution, who ſhall act without Fee or Reward; and ſuch Perſons ſo to be appointed ſhall be and are hereby appointed Commiſſioners for the Purpoſes of this Act; and it ſhall and may be lawful for any Two of the ſaid Commiſſioners to do any Act, matter or thing whatever in the Execution of this Act, except in caſes ſpecially provided for by this Act.

Lord Lieutenant may appoint Commiſſioners for executing Act.

In what caſes Two Commiſſioners may act.

II. Provided always, and be it enacted, That it ſhall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, to revoke the Appointment of any Perſon or Perſons ſo appointed to be a Commiſſioner or Commiſſioners

Appointment may be revoked by Lord Lieutenant, and in caſe of Vacan-

Commissioners for the Purposes of this Act; and that in case of any Vacancy or Vacancies by such Revocation, or by the Death or Resignation of any One or more of the Commissioners to be appointed by virtue of this Act, it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, from time to time to nominate and appoint such other Person or Persons to be a Commissioner or Commissioners for the Purposes of this Act, as such Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being shall think fit and proper to supply such Vacancies; and every Person so nominated and appointed shall have such and the like Powers and Authorities for carrying this Act into Execution, to all Intents and Purposes whatsoever, as the Persons originally appointed to be Commissioners under this Act.

cies by Death, &c. he may appoint other Persons to be Commissioners.

III. And be it further enacted, That the said Commissioners and each and every of them shall take and subscribe the Oath following before he or they shall take upon himself or themselves the Execution of any of the Powers or Authorities hereby given, other than administering the said Oath:

Commissioners to take and subscribe Oath.

'I *A. B.* do swear, That I will, without Favour or Affection, 'Hatred or Malice, truly, faithfully and impartially, according 'to the best of my Skill and Judgment, execute and perform all 'and every of the Powers, Authorities and Duties of a Com- 'missioner reposed in me under and by virtue of an Act made in 'the Fifty eighth Year of the Reign of His present Majesty King 'George the Third, intituled [*here set forth the Title of this Act*].'

Which Oath any One of the said Commissioners, or any Person named in any Appointment of Commissioners, is hereby authorized and required to administer at the First or any other Meeting to be held by virtue of this Act.

IV. And be it further enacted, That it shall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, and he and they is and are hereby authorized, empowered and required, from time to time to nominate and appoint a Secretary to the said Commissioners; and the said Commissioners are hereby authorized and empowered to nominate and appoint One or more Clerk or Clerks, and also from time to time to employ such Engineers, Surveyors and other Officers, and such Labourers, Workmen and Artificers, as the said Commissioners or any Two of them shall think proper and expedient, for the better carrying into Execution the Purposes of this Act; and to pay and allow to such Secretary and Clerk such Salary or Allowance as the said Commissioners, with the Consent of the Lord Lieutenant or other Chief Governor or Governors, shall think fit: Provided nevertheless, that such Secretary as shall or may hereafter be appointed shall take and subscribe the following Oath before he shall take upon himself the Execution of any of the Duties annexed to his said Office, which Oath any One of the said Commissioners or any Justice of the Peace is hereby authorized and empowered to administer:

Lord Lieutenant to appoint Secretary, and Commissioners may appoint other Officers.

Secretary to take and subscribe Oath.

'I *C. D.* do swear, That I will well, truly and faithfully, without 'Fraud or Concealment, do, perform and execute the several 'Duties attached to the Office of Secretary to which I have been

'appointed by the Commissioners for improving and completing the 'Harbour at *Dunmore*, in the County of *Waterford*; and that I 'will not accept or receive, directly or indirectly, any Monies, Fees, 'Perquisites or Profits, by Way of Commission, Premium, Per 'Centage, Poundage or otherwise, for or by reason of the said 'Office, or any of the Duties annexed thereto, or by reason of 'any Account, Contract or Payment made or to be made, or in 'any way relating to the said Harbour, or any of the Materials or 'Works thereof, save such Payment and Compensation only as shall 'be paid or allowed to me by the said Commissioners.'

And if any such Secretary, Clerk or other Officer, Engineer or Surveyor, shall be guilty of any Fraud, Concealment or other matter, contrary to the true Intent and Meaning of the said Oath, and be thereof convicted, he shall be deemed guilty of a Misdemeanor; and it shall be lawful for the Court, by and before whom such Person shall be tried and convicted, to inflict such Punishment as may be by Law inflicted on a Person guilty of a Misdemeanor.

Commissioners may contract for Works.

V. And be it further enacted, That it shall and may be lawful to and for the Commissioners for the Purposes of this Act for the time being, and they are hereby authorized and empowered, to contract and agree with any fit and proper Person or Persons, Engineer, Surveyor, Artificers, Workmen and others, for the making, doing, completing and finishing all or any of the Quays, Piers, Walls, Erections, Roads and Works requisite to be done and performed, for the completing, executing and finishing the said Harbour at *Dunmore*, or any Part thereof, or for supplying any of the Materials for the same; and every such Contract shall be signed by the Person or Persons contracting or agreeing to perform such Works respectively, and also by Two or more of the Commissioners for the Purposes of this Act, or by the Secretary authorized by the said Commissioners for that Purpose; and that all Contracts which shall or may be so entered into shall be and the same are hereby declared good, valid and effectual, to all Intents and Purposes whatsoever.

Contract to be signed.

Commissioners may bring and defend Actions in the Name of their Secretary.

VI. And be it further enacted, That the said Commissioner or Commissioners may sue and be sued in the Name of his or their Secretary for the time being, by the Style and Title of, 'Secretary to the Commissioners of *Dunmore* Harbour;' and that all Actions, Suits, Prosecutions, Informations, Appeals and other Proceedings whatsoever, that may be necessary or expedient to be brought for the Recovery of any Penalty or Sum of Money due or payable by virtue of this Act, to be had, taken, prosecuted or defended by or against the said Commissioners, shall be had, taken and prosecuted in the Name of the Secretary; and that no Action, Suit, Prosecution, Information, Appeal or other Proceedings to be had, taken, prosecuted or defended by or against the said Commissioners in the Name of their Secretary, shall abate or be discontinued by the Death, Suspension or Removal of such Secretary, or by any Act or Default of such Secretary done or suffered, without the Consent or Direction of the said Commissioners, but that the Secretary for the time being shall be always deemed the Plaintiff, Prosecutor, Informant, Appellant, Defendant or Respondent, in any such Action, Suit, Prosecution, Information, Appeal or other Proceedings, except in such Action or Actions, Suit or Suits, as shall be instituted, prosecuted and carried on between the said Commissioners and the Secretary for the time being,

No Abatement by Death, &c. of Secretary.

Exception.

being, in which Action or Actions, Suit or Suits, any one of the said Commissioners shall or may be Plaintiff or Defendant, as the case may be: Provided always, that every such Secretary, in whose Name any such Action, Suit, Prosecution, Information, Appeal or other Proceeding shall be had, taken, prosecuted or defended, in pursuance of this Act, shall be fully indemnified, reimbursed and paid, out of the Monies applicable to the Purposes of this Act, all such Costs, Charges, Damages and Expences as by the Events, or in consequence of any such Action, Suit, Information, Appeal or other Proceedings, he shall pay, bear, expend or be put unto, or become chargeable with or liable for, or be fairly entitled to, by reason of his being so made Plaintiff, Defendant, Informant, Appellant or Respondent, as aforesaid, unless such Action or Suit shall arise in consequence of his own wilful Neglect or Default, or that shall have been brought or commenced, or be defended, without the Order of the said Commissioners.

Secretary indemnified in respect of such Actions.

VII. And be it further enacted, That it shall and may be lawful for all the Three Commissioners to be appointed for the Purposes of this Act, by any Writing under the Hands of them and every of them, from time to time to authorize and empower their Secretary for the time being to do any special Act, matter or thing which such Commissioners, or any Two of them, are by this Act authorized to do; and every Act, matter or thing done by such Secretary in the Execution of such Power and Authority, shall be as good and valid to all Intents and Purposes as if the same were done by such Commissioners or any Two of them.

All the Commissioners may empower the Secretary to act for them.

VIII. And be it further enacted, That it shall and may be lawful to and for the Commissioners for the Execution of this Act, and they are hereby authorized and empowered, by and with the Consent and Approbation in Writing of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to purchase all such Lands, Ground, Buildings, Houses, Hereditaments and Premises whatsoever as are mentioned and particularized in the Schedule marked A. to this Act annexed, and in the Map or Plan deposited with the Clerk of the Parliaments, or such Part of them as the said Commissioners for the Execution of this Act may, by and with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors as aforesaid, think necessary to be purchased and employed for the Purposes of this Act; and all such Ground, Buildings, Houses and Premises which shall be purchased and employed for the Purposes of this Act, shall, when so purchased, be vested in the said Commissioners, and shall be taken Possession of and shall be employed for the Purposes of this Act, according to the Directions of the Commissioners for executing this Act, under the Regulations in this Act mentioned and contained.

Commissioners empowered to purchase Lands,

vested in Commissioners.

IX. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Fee Tail General or Special, Parsons, and all Vicars, Feoffees in Trust, Committees of Lunatics and Idiots, Executors, Administrators, Guardians and other Trustees whatsoever, for or on behalf of any Infants, Femes Covert or Cestuique Trusts, and for all and every Person and Persons whomsoever who are or shall be seised, possessed of or interested in any of the Lands, Grounds or Hereditaments specified in the Schedule

Bodies Politic, &c. empowered to sell and convey Lands to Commissioners.

Schedule marked A. to this Act annexed, to treat, contract and agree with the ſaid Commiſſioners for the Purchaſe of ſuch Lands, Grounds or Hereditaments, or any Part or Parts thereof, and for their Intereſt therein, for the Purpoſes aforeſaid, and to ſell and convey the ſame, as Occaſion ſhall be or require; and all Contracts and Agreements, Sales and Conveyances which ſhall be ſo made, ſhall be valid and effectual in the Law to all Intents and Purpoſes, any Law, Statute, Uſage or any other matter or thing whatſoever, to the contrary thereof in anywiſe notwithſtanding; and all Feoffees in Truſt, Committees of Lunatics and Idiots, Executors, Adminiſtrators, Guardians and Truſtees, Corporations Aggregate and Sole, and all other Perſons, are and ſhall be hereby indemnified for what they ſhall do by virtue or in purſuance of this Act.

In default of Agreement, a Jury to be ſummoned.

X. And be it further enacted, That if any Perſon or Perſons ſeiſed or poſſeſſed of, or intereſted in any Ground, Houſes, Buildings, Lands, Tenements, Hereditaments and Premiſes which ſhall be deemed neceſſary to be purchaſed by the Commiſſioners appointed under this Act, with ſuch Conſent and Approbation as aforeſaid, ſhall refuſe to treat or agree for the Sale thereof, or ſhall not agree with the ſaid Commiſſioners in the Sum of Money offered to be given for the ſame, or ſhall not or cannot produce a clear Title to the Premiſes they are in Poſſeſſion of, or the Intereſt they claim therein, that then and in every ſuch caſe it ſhall be lawful for the ſaid Commiſſioners or any Two of them (not being intereſted in the Queſtion to be determined, by being entitled to any Sum or Sums of Money claimed to be paid for ſuch Lands and Premiſes, or any Damages reſpectively or any Part thereof) from time to time to iſſue a Warrant or Warrants, Precept or Precepts, under their Hands and Seals, to the Sheriff of the County or Counties in which ſuch Lands lie, thereby commanding ſuch Sheriff to impannel and return a competent Number of ſubſtantial and diſintereſted Perſons qualified to ſerve on Juries, not leſs than Twenty nor more than Forty, and ſuch Sheriff is hereby authorized and required to impannel and return ſuch Jury or Juries from time to time accordingly, under the Penalty of Two hundred Pounds for every Default in ſo doing, to be recovered by Action of Debt, Bill of Plaint or Information in any of His Majeſty's Courts of Record, by ſuch Commiſſioners or their Secretary, in manner herein provided, or in default by them or either or any of them, then by any Perſon who ſhall ſue for the ſame in any Court of Record in this Kingdom; and out of ſuch Perſons ſo to be impannelled and returned, a Jury of Twelve Perſons ſhall be drawn by ſome Perſon, by Ballot, to be named by the ſaid Commiſſioners, or by their Secretary appointed as aforeſaid; which Perſons ſo to be impannelled, ſummoned and returned as aforeſaid, are required to come and appear before the ſaid Commiſſioners or their Secretary as aforeſaid at ſuch time and Place as in ſuch Warrant or Warrants, Precept or Precepts, ſhall be directed and appointed, and to attend the ſaid Commiſſioners or their Secretary until diſcharged by them or him; and all Parties concerned ſhall and may have their lawful Challenges againſt any of the ſaid Jurymen, but ſhall not be at liberty to challenge the Array; and the ſaid Commiſſioners or any Two of them, or their Secretary as aforeſaid (not being intereſted as aforeſaid), are hereby authorized and empowered by Precept or Precepts, Summons or Summonſes, from time to time as Occaſion ſhall require,

Penalty 200l.

How Jury drawn.

Challenge of Jury.

to call before them or him and the ſaid Jury all and every Perſon and Perſons whomſoever who ſhall be thought proper and neceſſary to be examined as Witneſſes before them or him and the ſaid Jury, on their Oath or Oaths, touching or concerning the Premiſes; and the ſaid Commiſſioners or their Secretary, as the caſe may be, if they or he ſhall think fit, ſhall and may authorize the ſaid Jury to view the Place or Places in queſtion in ſuch Manner as they ſhall direct, and ſhall have Power to adjourn ſuch Meeting from Day to Day as Occaſion ſhall require, and to command ſuch Jury upon their Oaths (which Oaths, as alſo the Oaths to ſuch Perſon and Perſons as ſhall be called upon to give Evidence, the ſaid Commiſſioners, not being intereſted as aforeſaid, or their Secretary, are and is hereby empowered and required to adminiſter) to inquire of the Value of ſuch Grounds, Lands, Tenements and Hereditaments as ſhall be required or neceſſary for the Purpoſes of this Act, and of the reſpective Eſtate, Right, Title, Term and Intereſt of every Perſon and Perſons, Body or Bodies Politic or Corporate, ſeiſed or poſſeſſed thereof or intereſted therein, or of or in any Part thereof, and ſhall aſſeſs and award the Sum or Sums to be paid to every ſuch Perſon or Perſons, Body or Bodies Politic or Corporate, for the Purchaſe of his, her or their reſpective Eſtates, Rights, Titles, Terms and Intereſts as aforeſaid; and the ſaid Commiſſioners or any Two of them, not being intereſted as aforeſaid, or their Secretary, ſhall and may award and give Judgment for ſuch Sum or Sums of Money ſo to be aſſeſſed and awarded; which ſaid Verdict or Verdicts, and the ſaid Award, Judgment and Determination thereupon, Notice in Writing being given to the Perſon or Perſons, Body or Bodies Politic or Corporate intereſted, at leaſt Twenty one Days before the time of the Firſt Meeting of the ſaid Jury, declaring the time and Place of the Meeting, and the Purpoſes for which the ſame is had, by leaving ſuch Notice at the Dwelling Houſe of ſuch Perſon or Perſons, or at his, her or their uſual Place or Places of Abode, if then reſident within *Ireland*, and if not then with the known Agent or Receiver of the Rents of ſuch Perſon or Perſons as ſhall be then abſent from *Ireland*, or if a Body Politic or Corporate, then with the oſtenſible or acting Officer of ſuch Body Politic or Corporate, ſhall be binding and concluſive to all Intents and Purpoſes whatſoever againſt all and every Perſon or Perſons, Body or Bodies Politic or Corporate, claiming any Eſtate, Right, Title, Truſt, Uſe or Intereſt in, to or out of any ſuch Lands, Tenements, Hereditaments or Premiſes, either in Poſſeſſion, Reverſion, Remainder or Expectancy, as well Infants and Iſſue unborn, Lunatics, Idiots and Feme Coverts, and Perſons under any legal Incapacity or Diſability, and all other Ceſtuique Truſts, his, her and their Succeſſors, Executors and Adminiſtrators, and againſt all other Perſons whomſoever; and the ſaid Verdicts, Awards, Judgments and Decrees, and all other Proceedings of the ſaid Commiſſioners and Juries, to be made, given and pronounced as aforeſaid, ſhall be fairly written on Parchment, and ſigned by the ſaid Commiſſioners who ſhall pronounce ſuch Judgment.

Jury may view,

and inquire of the Value.

Commiſſioners not being intereſted may give Judgment.

Notice.

Concluſive.

Proceedings to be ſigned by Commiſſioners.

XI. And be it further enacted, That when the Value of any Lands, Tenements or Premiſes, ſhall be ſubmitted to a Jury, ſuch Lands, Tenements or Premiſes, ſhall be valued by ſuch Jury, with reſpect to the actual State, Situation and Value of ſuch Lands and Premiſes,

Jury to value Ground according to actual State.

in

in like manner as if the Act had not been made, and not according to the additional Value which Lands, Tenements, Hereditaments and Premiſes may acquire, or be ſuppoſed to acquire by the making, improving and completing the ſaid Harbour, or by any future Improvements to be made or which might be made in any ſuch Lands, Tenements, Hereditaments and Premiſes, in conſequence of ſuch Harbour, or the Expenditure which ſhall be laid out for the Purpoſes of this Act.

Upon Payment of Sums awarded Conveyances to be made to Commiſſioners.

XII. And be it further enacted, That upon Payment of ſuch Sum or Sums of Money ſo to be awarded or adjudged to the Perſon, Body or Bodies Politic or Corporate, to whom the ſame ſhall be awarded for the Purchaſe of ſuch Lands, Tenements, Hereditaments and Premiſes as aforeſaid, or for the Purchaſe of any Eſtate, Right, Title, Term or Intereſt therein, or on depoſiting the ſame in the Bank of *Ireland* in manner by this Act directed, as the caſe may be, ſuch Perſon or Perſons, Body or Bodies Politic or Corporate, ſhall make and execute, or cauſe or procure to be made and executed, Conveyances to the ſaid Commiſſioners of ſuch Lands, Tenements, Hereditaments and Premiſes as aforeſaid, or of ſuch Eſtate, Right, Title, Term or Intereſt for which ſuch Sum or Sums of Money ſhall be ſo awarded, and ſhall procure all neceſſary Parties to execute ſuch Conveyances, Aſſignments and Aſſurances, and ſhall do all Acts, matters and things neceſſary and requiſite to make a good, clear and perfect Title to the ſaid Commiſſioners.

Proceedings to be enrolled in the Court of Chancery, and Copies to be Evidence;

XIII. And be it further enacted, That all ſuch Judgments, Verdicts, Sentences, Decrees, Orders and other Proceedings of the ſaid Commiſſioners and Juries, as relate to or concern the Premiſes aforeſaid, ſhall be enrolled in the Rolls' Office of the Court of Chancery in *Ireland*, and the ſame, or true Copies thereof, ſhall be deemed and taken to be good and ſufficient Evidence and Proof in any Court or Courts of Law or Equity whatſoever; and immediately on the Entry of ſuch Verdicts, Judgments, Sentences, Decrees, Orders and other Proceedings of the ſaid Commiſſioners and Juries as aforeſaid, and on Payment of the Sum or Sums of Money agreed on or adjudged or awarded for the Purchaſe of any Land or Premiſes, to the Proprietor or Proprietors of any Lands, Tenements, Hereditaments and Premiſes, or to the Perſon or Perſons who ſhall be entitled to receive ſuch Money, or on Payment of ſuch Money, reſpecting which any Difficulties, Diſputes or Differences ſhall ariſe, into the Bank of *Ireland*, in manner and for the Purpoſes herein mentioned, all the Eſtate, Right, Title, Term, Intereſt, Uſe, Truſt, Property, Claim and Demand in Law and Equity of the Perſons to whom or to whoſe Uſe ſuch Money ſhall be paid as aforeſaid, ſhall paſs to and be veſted in the ſaid Commiſſioners for the Purpoſes of this Act, who ſhall be deemed in Law to be in the actual Poſſeſſion thereof to all Intents and Purpoſes whatſoever.

and on Proceedings herein mentioned, Eſtate veſted in Commiſſioners.

If Jury give more than offered by Commiſſioners, how Coſts attending the Deciſion to be paid.

XIV. And be it further enacted, That in caſe any Jury ſhall give in a Verdict for more Monies as a Recompence for the Right, Intereſt or Property of any Perſon or Perſons in any Lands or Hereditaments, than what ſhall have been offered by the ſaid Commiſſioners, before the ſummoning or returning the Jury, as a Recompence for any ſuch Right, Intereſt or Property, that then and in ſuch caſe the Coſts and Expences attending the deciding the ſame by ſuch Jury and Witneſſes ſhall be borne and paid by the ſaid Commiſſioners

out

out of the Money to be raiſed by virtue of this Act; but if ſuch Jury ſhall give a Verdict for no more or for leſs Monies than ſhall have been offered by the ſaid Commiſſioners, before the ſummoning and returning the ſaid Jury, as a Recompence for any ſuch Right and Intereſt or Property as aforeſaid, that then the Coſts and Expences attending the deciding the ſame by ſuch Jury and Witneſſes ſhall be borne and paid by the Perſon or Perſons to whom ſuch Lands or Hereditaments ſhall belong.

Application of Compenſation Money when amounting to or exceeding 200l.

XV. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchaſed by virtue of the Powers and for the Purpoſes of this Act, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic or Perſon or Perſons under any Diſability or Incapacity, or ſeiſed or poſſeſſed of only a particular or determinable Eſtate or Intereſt therein, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the High Court of Chancery in *Ireland*, to be placed to his Account *ex parte* the Commiſſioners for executing this Act, to the Intent that ſuch Money may be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands or Hereditaments, towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances or Part thereof as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands or Hereditaments, or affecting other Lands or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Intents or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands or Hereditaments, which ſhall be conveyed and ſettled to, for and upon ſuch and the like Uſes, Truſts, Intents and Purpoſes, and in the ſame manner as the Lands or Hereditaments which ſhall be ſo purchaſed, taken or uſed as aforeſaid ſtood ſettled or limited, or ſuch of them as at the time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the meantime, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall by Order of the ſaid Court of Chancery, upon Application thereto, be veſted by the ſaid Accountant General, in his Name, in the Purchaſe of ſome of the Public Funds or Annuities transferable at the Bank of *Ireland*; and in the meantime, and until the ſaid Public Funds or Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Funds or Annuities ſhall from time to time be paid by Order of the ſaid Court to the Perſon or Perſons who would for the time being have been entitled to the Rents and Profits of the ſaid Lands or Hereditaments ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application when Compenſation is leſs than 200l. and exceeds 20l.

XVI. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands or Hereditaments purchaſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Incapacity or Diſ-

ability

ability as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall exceed the Sum of Twenty Pounds, then and in ſuch caſe the ſame ſhall (at the Option of the Perſon or Perſons for the time being entitled to the Rents and Profits of the Lands or Hereditaments taken or uſed, or of his, or her or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands,) be paid into the ſaid Bank of *Ireland*, in the Name and with the Privity of the ſaid Accountant General of the ſaid High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in the manner hereinbefore directed; or otherwiſe the ſame ſhall be paid, at the like Option, to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by the Commiſſioners for executing this Act, (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties,) in order that ſuch Principal Money and the Dividends ariſing therefrom may be applied in manner hereinbefore directed, ſo far as the ſame may be applicable, without obtaining or being required to obtain the Direction or Approbation of the ſaid Court of Chancery.

Application when Money is leſs than 20l.

XVII. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed or awarded to be paid as laſt before mentioned, ſhall be leſs than Twenty Pounds, then and in all ſuch caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the time being have been entitled to the Rents and Profits of the Lands or Hereditaments ſo purchaſed, taken or uſed for the Purpoſes of this Act, in ſuch manner as the ſaid Commiſſioners for executing this Act ſhall think fit; or in caſe of Infancy or Lunacy, then to his, her or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons entitled reſpectively.

In certain caſes the Purchaſe Money paid into the Bank, to be placed to the Credit of Parties intereſted in the Premiſes, ſubject to the Order of the Court of Chancery on Motion or Petition.

XVIII. And be it further enacted, That in caſe the Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo ordered to be paid as aforeſaid, ſhall not be able to make a good Title to the Premiſes to the Satisfaction of the ſaid Commiſſioners, or ſhall refuſe to execute ſuch Conveyance or Conveyances; or in caſe ſuch Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo ordered to be paid as aforeſaid cannot be found, or if the Perſon or Perſons entitled to ſuch Lands or Hereditaments, be not known or diſcovered, then and in every ſuch caſe it ſhall and may be lawful for the ſaid Commiſſioners to order the ſaid Sum or Sums of Money ſo awarded to be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties intereſted in the ſaid Lands or Hereditaments, deſcribing them, ſubject to the Order, Control and Diſpoſition of the ſaid Court; which ſaid Court, on the Application of any Perſon or Perſons making claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary Way of Proceeding or otherwiſe, as to the Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, or to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate and Eſtates, Title or Intereſt of the Perſon or Perſons making claim thereunto, and to make ſuch Order in the

the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier of the Bank of *Ireland*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the ſaid Bank as aforeſaid.

Caſhier of the Bank to receive the Monies.

XIX. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands or Hereditaments, or of any Eſtate, Right or Intereſt in any Lands or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands or Hereditaments at the time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Monies, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands or Hereditaments, or to ſome Eſtate or Intereſt therein.

Proviſo for caſe of diſputed Titles.

XX. Provided alſo, and be it further enacted, That where by reaſon of any Diſability or Incapacity of any Perſon or Perſons or Corporation entitled to any Lands or Hereditaments to be purchaſed under the Authority of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid Court, and to be applied in the Purchaſe of other Lands or Hereditaments, to be ſettled to the like Uſes in purſuance of this Act, it ſhall be lawful for the ſaid Court to order the Expences of all Purchaſes from time to time to be made in purſuance of this Act, or ſo much of ſuch Expences as the Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees, who ſhall from time to time pay ſuch Sum of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Court of Chancery may order reaſonable Expences and Coſts to be paid.

XXI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners for the Execution of this Act, by and with the Advice and Conſent of the Lord Lieutenant or other Chief Governor or Governors for the time being, to contract for the granting, leaſing, ſelling or diſpoſing of, and to grant, leaſe, ſell and diſpoſe of, any Part of any Lands, Tenements and Hereditaments which ſhall or may from time to time be purchaſed under this Act, and which ſhall or may not be neceſſary for the Purpoſes thereof: Provided always, that every Contract and every Leaſe or Sale of any ſuch Lands, Tenements and Hereditaments, or any Part of them, ſhall receive the ſeparate Approbation and Conſent of ſuch Lord Lieutenant or other Chief Governor or Governors, and ſhall be made,

Commiſſioners may diſpoſe of Lands, &c. not wanted.

Such Contract, &c. to be approved by Lord Lieutenant, and made on Notice, &c.

made, after public Notice given of such intended Contract, Lease or Sale, in such manner and under such Regulations as such Lord Lieutenant or other Chief Governor or Governors shall from time to time order and direct; and all Money arising from the Sale thereof, and all Money arising from the Produce of the Rent of such Lands, Tenements and Hereditaments, shall be and the same are hereby vested in the Commissioners for executing this Act; and all such Money arising from the Sale of such Lands, Tenements and Hereditaments, shall and may be disposed of and applied, under the Directions of the said Commissioners, in and towards the Purposes of this Act, as the said Commissioners shall think fit and expedient; and the said Commissioners for the Execution of this Act, shall Four times in every Year, that is to say, within One Calendar Month next after the Twenty ninth Day of *September*, the Twenty fifth Day of *December*, the Twenty fifth Day of *March*, and the Twenty fourth Day of *June* in every Year, or whenever thereto required by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, or his or their Secretary, render and give an Account to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, or to the Chief Secretary of such Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, of the Amount of all Money received by the said Commissioners for executing this Act, and of the Application thereof for the Purposes of this Act, up to each Quarter Day respectively, or to such other time as shall be required; and such Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, or the Chief Secretary of such Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, shall and may examine every such Account, and, in case they shall approve thereof, shall signify such their Approbation thereof in Writing at the Foot of such Account, signed by the said Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or by such Chief Secretary as aforesaid, and shall transmit and return the same so approved to the Commissioners for executing this Act; and every Account so approved and signed as aforesaid shall be a full and sufficient Discharge to the said Commissioners from or on account of all such Sums of Money as shall be mentioned in any such Account, and for the Expenditure and Application thereof; and the said Commissioners for executing this Act shall not be compellable or compelled to give or render any further or other Account of any such Money, or of the Expenditure or Application thereof; any Law, Usage or Custom to the contrary notwithstanding.

How Money arising therefrom and from Rents to be disposed of.

Commissioners to account.

Account approved and signed a Discharge to Commissioners.

XXII. And be it further enacted, That the Limits of the said Harbour of *Dunmore* shall be deemed and considered to be from *Shannoon Point*, otherwise called *Black Nob*, to *Ardnamult Point*.

Limits of the Harbour.

XXIII. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being from time to time to appoint a Person to act as Harbour Master within the said Harbour, and to remove any Harbour Master so appointed, and to appoint another in his Room or Stead, as he or they shall see fitting; and that it shall and may be lawful for the said Harbour Master, as he shall think fitting and expedient, to lay down Moorings or Mooring Chains, and erect and set up Landmarks, Beacons

Harbour Master to be appointed by Lord Lieutenant; and to lay Moorings, &c.

Beacons and Buoys, in any Place or Places in the said Bay or Harbour of *Dunmore*, or adjoining Lands between *Shannoon Point*, otherwise *Black Nob*, and *Ardnamult Point*, for the Guidance and Safety of His Majesty's Packets, and all other Ships and Vessels entering said Harbour.

Salary to Harbour Master, who shall not take any other Fees.

XXIV. And be it further enacted, That it shall and may be lawful for the said Commissioners for the Purposes of this Act out of the Duties of Tonnage made payable under this Act, to pay to the said Harbour Master such Salary and Allowances as to the said Commissioners, by and with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being shall appear competent and sufficient for the Performance of his Duties under this Act; and if the said Harbour Master shall directly or indirectly ask or demand, or take or receive, any Fee, Gratuity or Reward for the Performance of his Duty under this Act, or under Pretext or Pretence of any Act done by him in Execution of this Act, over or beyond such Salary or Allowance as aforesaid, such Harbour Master shall for every such Offence forfeit the Sum of Ten Pounds, together with Double the Amount of such Fee, Gratuity or Reward.

Penalty.

Power of Harbour Master as to Moorings, &c.

XXV. And be it further enacted, That every such Harbour Master shall have Power and Authority to direct the mooring, unmooring, moving or removing of all Ships or other Vessels coming into, lying or being in the said Port or Harbour of *Dunmore*, or the Limits thereof as described in this Act, and to appoint and regulate the time or times and the manner of their Entrance into, lying in or going out of or from such Harbour, and to regulate and determine the Position of such Ships and other Vessels; and in case any Owner, Master or other Person having the Charge or Command of any Ship or other Vessel, shall refuse or neglect to moor, unmoor, place, move or remove his Ship or Vessel according to such Directions, upon Notice to him or them given or left with any Person or Persons on board of such Ship or Vessel for that Purpose, every such Owner, Master or other Person shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds; and it shall and may be lawful to and for the said Harbour Master and his Assistants, and he and his Assistants are hereby required, to moor, unmoor, place, move or remove such Ship and Vessel accordingly; and in case any Master, Commander, Mate, Pilot or other Person or Persons taking Charge or Command of any Ship or other Vessel, or any other Person or Persons whosoever, shall obstruct or hinder the mooring, unmooring, placing, moving or removing of any Ship or other Vessel lying or being in the said Harbour, or the Limits or any Part thereof as described in this Act, then and in every such case such Person or Persons so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Refusing to obey Harbour Master.

Penalty.

Obstructing Moorings.

Penalty.

Molesting Officers or Workmen.

XXVI. And be it further enacted, That if any Person shall wilfully obstruct, molest or hinder any Surveyor, Engineer, Workmen or Labourers employed by the said Commissioners or their Secretary for the Purposes of this Act, in the Performance of his, her or their Duty or Employment in the Execution of this Act, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds; and if any Person shall wilfully, and to the Prejudice of the said Harbour, break, throw down,

Penalty.

Breaking down or damaging Works.

down, deſtroy or in anywiſe damage or injure any Pier, Dock, Quay, Reſervoir, Erection, Machine, Building, Roadway or other Work whatſoever, to be erected or made by virtue of this Act, or any Part thereof, or of any Works erected in purſuance of this Act, every ſuch Perſon ſo offending ſhall be adjudged guilty of Felony, and being lawfully convicted thereof ſhall be ſubject to the like Pains and Penalties as in caſes of Felony; and the Court by or before whom ſuch Perſon ſhall be tried and convicted ſhall have Power and Authority to cauſe ſuch Perſon to be puniſhed as a Felon may be puniſhed by the Law of *Ireland*, or in Mitigation of ſuch Puniſhment ſuch Court may award ſuch leſſer Puniſhment as to ſuch Court ſhall ſeem proper.

Felony.

Damaging Ships, &c. Ropes, Cables, &c.

XXVII. And be it further enacted, That if any Perſon or Perſons ſhall wilfully and maliciouſly hurt, cut, damage or deſtroy any Ship, Wherry, Boat or other Veſſel, lying within the preſent Harbour of *Dunmore*, or upon the Piers, Quays, Roads or Way leading to or belonging to the ſaid Harbour, or either or any of them, any Rope, Cable, Anchor, Oar, Spear or any Tackling, Neceſſary or Material, belonging to any ſuch Ship, Wherry, Boat or other Veſſel, or any of the Furniture, Cargo or Property belonging to or on board ſuch Ships or Veſſels, or any Goods or Property of any Perſon or Perſons whatſoever, which may be lying at, upon or along ſuch Piers, Quays, Roads or Ways, or any of them, or any of the Tools, Implements, Materials or other Goods, Chattels or Property uſed or intended to be uſed in the ſaid Harbour, or the Works connected therewith or belonging thereto, or to the ſaid Commiſſioners or to any other Perſon, for the Uſe of the ſaid Works, that then and in ſuch caſe the Perſon or Perſons ſo offending ſhall upon Conviction forfeit and pay any Sum not leſs than Two Pounds, or more than Ten Pounds, in the Diſcretion of the Juſtice before whom ſuch Offender ſhall be convicted of ſuch Offence.

Penalty.

Duties in Schedule to this Act to be levied and paid.

XXVIII. And be it further enacted, That from and after the paſſing of this Act there ſhall be raiſed, levied, collected and paid, upon or in reſpect of Ships, Veſſels or other Bottoms which ſhall come into the Port or Harbour of *Dunmore*, and upon and in reſpect of the ſeveral matters and things mentioned, ſpecified and ſet forth in the Schedule marked B. to this Act annexed, the ſeveral Duties and Sums of Money mentioned, ſpecified and ſet forth in Words and Figures in the ſaid Schedule, in addition to all other Duties of Cuſtoms payable on or in reſpect of ſuch Ships or Veſſels, or ſuch matters or things reſpectively, under any other Act or Acts in force in *Ireland*.

Proviſo for Ships belonging to His Majeſty, &c.

XXIX. Provided always, and be it enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to the levying of any Duties from or in reſpect of any Veſſel or Veſſels belonging to His Majeſty, His Heirs or Succeſſors, or that ſhall or may be employed in His Majeſty's Service, or in the Service of the Poſt Office, Exciſe or Cuſtoms, or from or in reſpect of any Fiſhing Veſſels or Pilot Boats, or from or in reſpect of any Boats employed in the Service of the Commiſſioners for the Harbour of *Waterford*.

Harbour Maſter to receive and account for Duties in Schedule B.

XXX. And be it further enacted, That it ſhall and may be lawful for the ſaid Harbour Maſter of the ſaid Harbour of *Dunmore* for the time being to collect and levy from the Maſters and Owners of the ſeveral Ships and Veſſels which ſhall come into the ſaid Harbour, the

ſeveral Duties granted by this Act and the Schedule marked B. thereto annexed; and that the ſaid Duties ſhall be payable to the ſaid Harbour Maſter over and above all other Duties whatever payable on ſuch Ships and Veſſels in reſpect of the Tonnage thereof, or otherwiſe howſoever; and that it ſhall and may be lawful for the ſaid Harbour Maſter to ſeize and diſtrain any ſuch Ship or Veſſel, or the Tackle, Apparel or Furniture thereof, or any Part thereof, and to detain the ſame until Payment of the ſaid Duties, and to give a Receipt for ſuch Duties when paid; and the ſaid Harbour Maſter ſhall keep an Account of all Sum and Sums of Money received by him on account of the ſaid Duties under this Act, and ſhall account for the ſame Weekly and every Week to the ſaid Commiſſioners for the Purpoſes of this Act, and ſhall pay over the ſame at ſuch times and in ſuch manner, and under ſuch Regulations, as the ſaid Commiſſioners from time to time ſhall direct; and the ſame to be applied to the Purpoſes of this Act.

and may Diſtrain, &c.

'XXXI. And Whereas by an Act paſſed in the Fifty ſixth Year 'of His preſent Majeſty's Reign, intituled *An Act for improving the 'Port and Harbour of* Waterford, *and for other Purpoſes relating 'thereto*, it is enacted, that all Veſſels entering the Harbour of '*Waterford* ſhall pay certain Duties by the ſaid Act granted, on 'reporting at the Cuſtom Houſe of *Waterford*;' Be it enacted and declared, That nothing in the ſaid Act contained ſhall be conſtrued to extend to Veſſels entering the Harbour of *Dunmore*, or anchoring within the Limits thereof, as hereinbefore mentioned, and not reporting and entering at the Cuſtom Houſe at *Waterford*; any thing in the ſaid recited Act, or in any Schedule thereto annexed, to the contrary in anywiſe notwithſtanding.

56 G. 3. c. lxiv. not to extend to certain Veſſels entering Dunmore Harbour.

XXXII. And be it further enacted, That when the ſaid Harbour and Port of *Dunmore* ſhall be completed, the ſame ſhall be and become veſted in the Commiſſioners hereinbefore directed to be appointed; and that it ſhall and may be lawful for the ſaid Commiſſioners, by and with the Approbation and Conſent of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being from time to time to reduce the Duties payable according to the Schedule marked B. to this Act annexed, and to raiſe the ſame again from time to time to the Amount of the Duties in the ſaid Schedule ſpecified, whenever it ſhall appear advantageous or expedient ſo to do.

After Completion of Harbour, to veſt in Commiſſioners, who may, with Conſent of Lord Lieutenant, reduce Duties, in Schedule B., &c.

XXXIII. And be it further enacted, That all Penalties and Forfeitures by this Act impoſed, the manner of levying and recovering whereof is not otherwiſe particularly directed, ſhall be levied and recovered by Diſtreſs and Sale of the Offender's Goods and Chattels, and by Warrant under the Hand and Seal or Hands and Seals of One or more Juſtices of the Peace for the County of *Waterford*, which Warrant or Warrants ſuch Juſtice or Juſtices is and are hereby empowered and required to grant upon the Information of One or more credible Witneſs or Witneſſes upon Oath, which Oath ſuch Juſtice or Juſtices is and are hereby empowered to adminiſter without Fee or Reward; and ſuch Penalties and Forfeitures when recovered, after rendering the Overplus, if any be, when demanded, to the Party or Parties whoſe Goods and Chattels ſhall be ſo diſtrained and ſold, the Charges of ſuch Diſtreſs and Sale being firſt deducted, ſhall be paid, if not otherwiſe directed

Penalties how recovered and applied.

to be applied by this Act, to the Harbour Master of the said Harbour, to be by him accounted for to the Commissioners under this Act, in like manner and for the same Uses and Purposes as the Rates and Duties specified in Schedule B. to this Act annexed are applicable; and if sufficient Distress shall not be found, it shall be lawful for such Justice or Justices to commit every such Offender to the Common Gaol or House of Correction within the said County of *Waterford*, there to remain without Bail or Mainprize for any time not exceeding Three Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid.

Appeal to the Quarter Sessions.

XXXIV. Provided always, and be it further enacted, That in case any Person shall think himself or herself aggrieved by any thing done in pursuance of this Act, and for which no particular Method of Relief hath been already hereby appointed, it shall be lawful for such Person to appeal to the Justices of Peace at their next General Quarter Sessions of the Peace to be held in and for the said County of *Waterford*; or in case the said Cause of Complaint shall arise within Twenty Days next before such General Quarter Sessions of the Peace, then such Appeal may be made to the said Justices at the Second General Quarter Sessions of the Peace to be held for the said County, who are hereby authorized and required to take Cognizance thereof, and to hear and determine the Complaint of any such Person in a summary Way, and, if they see Cause, may by Order of such Sessions mitigate at their discretion all or any of the Penalties aforesaid, or vacate or set aside the Conviction, and set the Party at liberty, or otherwise may ratify and confirm the same, and award such Costs to the Parties appealing or appealed against as to them shall seem just and reasonable, and to make such Orders and Judgments in regard to the Premises as they shall think fit; but the Person so appealing shall give Notice in Writing to the said Harbour Master of such his or her Intention of bringing such Appeal, and of the Cause or Matter thereof, Fourteen Days before the said Quarter Sessions.

Costs.

Notice of Appeal.

Orders not quashed for want of Form.

XXXV. Provided also, and be it further enacted, That no Order made touching or concerning any of the Matters aforesaid, or any other Proceeding to be had touching the Conviction of any Offender or Offenders against this present Act, shall be quashed or vacated for want of Form only, or be removed or removable by *Certiorari* or any other Writ or Process whatsoever into any of His Majesty's Courts of Record at *Dublin*; any Law or Statute to the contrary notwithstanding.

No Certiorari.

Conviction of Offenders.

XXXVI. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every the Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any Form of Words to the same Effect;

Form of Conviction.

'BE it remembered, That on the Day of
'in the Year of His Majesty's
'Reign, *A. B.* is convicted before of His
'Majesty's Justices of the Peace for the said County of
'[*specifying the Offence, and time and Place when and where the*
'*same*

'*ſame was committed, as the caſe ſhall be.*] Given under our Hand 'and Seals, the Day and Year aforeſaid.'

XXXVII. And be it further enacted, That if any Action or Suit ſhall be commenced againſt any Perſon or Perſons for any thing done in purſuance of this Act, the ſame ſhall be commenced within Three Calendar Months next after the Fact committed, and not afterwards, and ſhall be laid and brought in the County where the Cauſe of Action ſhall have ariſen, and not elſewhere; and the Defendant or Defendants in any ſuch Action or Suit ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance and by the Authority of this Act; and if it ſhall appear ſo to have been done, or that ſuch Action or Suit ſhall be commenced after the time before limited for bringing the ſame, or ſhall be brought in any other County than as aforeſaid, that then the Jury ſhall find for the Defendant or Defendants; and upon a Verdict for the Defendant, or if the Plaintiff or Plaintiffs ſhall be nonſuited, or diſcontinue his, her or their Action or Suit, after the Defendant or Defendants ſhall have appeared; or if upon Demurrer Judgment ſhall be given againſt the Plaintiff or Plaintiffs, the Defendant or Defendants ſhall and may recover Double Coſts, and have the like Remedy for the ſame as any Defendant or Defendants hath or have in any other caſes by Law.

Limitation Action

General Iſſue.

Double Coſts.

XXXVIII. And be it further enacted, That all Coſts, Charges and Expences incident to or attending the obtaining and paſſing of this Act, ſhall be reimburſed and paid out of the firſt Rates and Duties to be raiſed by virtue of this Act.

Expences of Act.

XXXIX. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices and others, without being ſpecially pleaded.

Public Act.

SCHEDULES to which the foregoing Act refers.

SCHEDULE (A.)

Particulars of the Lands, Tenements and Hereditaments which may be purchaſed under this Act.

Lands to be purchaſed under this Act from the Marquis of Waterford.

The Timber Yard Point, containing One Acre, One Rood, Eleven Perches; Little Iſland, containing Twenty Perches; from Timber Yard to the Railway, below the Middle of Road, containing Two Roods and Thirty four Perches; and the Rocky Hill, between the Railway and the Sea, containing Four Acres, Three Roods, Twenty five Perches; making in the whole Seven Acres and Ten Perches, all in the Townland of Dunmore, in the Pariſh of Killea, Barony of Gualtiere, and County of Waterford.

From Earl Forteſcue.

The Free Stone Quarry, containing One Acre, in the Townland of Coxtown, in ſaid Pariſh, Barony and County.

SCHEDULE (B.)

	Per Ton. £. s. d.
For every Veſſel anchoring between Black Nob and Ardnamult Point, if Britiſh built - -	0 0 0½
Every Britiſh Veſſel which ſhall make faſt to the Moorings in the Road - - -	0 0 1
Every Veſſel mooring within the Piers - -	0 0 2
For every Ton of Coals, Lime or Stone landed or ſhipped at the Quays - - - -	0 0 3
For every Ton of other Goods landed or ſhipped -	0 1 0
For all Foreign Ships, double the above Dues.	
	Per Head.
For all Horſes, Oxen, Cows and other Cattle, commonly called Black Cattle, landed, ſhipped or exported from ſaid Harbour - -	0 1 0
	Per Score.
For all Calves, Sheep and Pigs landed, ſhipped or exported from ſaid Harbour - -	0 0 10

CAP. LXXIII.

An Act for regulating the Payment of Regimental Debts, and the Diſtribution of the Effects of Officers and Soldiers dying in Service, and the Receipt of Sums due to Soldiers.

[5th *June* 1818.]

'WHEREAS it is expedient that better Proviſion ſhould be 'made for the Payment of Regimental Debts and the 'Diſtribution of the Effects of deceaſed Officers and Soldiers;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Sums of Money due in reſpect of any Military Clothing, Appointments and Equipments, or in reſpect of any Quarters, or of any Meſs or Regimental Accounts, and all Sums of Money due to any Agent or Paymaſter or Quartermaſter, or any other Officer upon any ſuch Account, or on account of any Advances made for any ſuch Purpoſe, ſhall be deemed and taken to be Regimental Debts, and ſhall be paid out of any Arrears of Pay, or out of the Effects or the Proceeds of the Effects, or out of any Prize or Bounty Money of any Officer or Soldier dying while in the Service, in ſuch Proportion or Priority as ſhall be ordered by the Secretary at War for the time being in that behalf, and in preference to any other Debts, Claims or Demands whatſoever upon the Eſtate and Effects of ſuch Officer or Soldier; and if any Doubt ſhall ariſe as to whether any Claim or Demand made in relation to any Officer or Soldier is a Regimental Debt or not, ſuch Queſtion ſhall be decided by the Order or Certificate of the Secretary at War for the time being made in that behalf; and all ſuch Payments ſhall be good and valid in Law; and every Perſon who ſhall make any ſuch Payment out of any ſuch Arrears of Pay, Effects or Proceeds as aforeſaid, under the Proviſions of this Act, or in purſuance of any ſuch Order or Certificate of the Secretary at War, or into whoſe Hands any ſuch Money ſhall come, ſhall be and

Sums due for Military Clothing, &c. to be deemed Regimental Debts, and payable out of any Arrears of Pay, &c.

How Queſtion whether Claim is a Regimental Debt to be decided.

and are hereby indemnified for and in respect of such Payments, and all other Acts, matters and things done in pursuance of the Provisions of this Act, or of the Order or Certificate of the Secretary at War, in relation to the Distribution of such Arrears, Effects or Proceeds, in relation to the satisfying any such Regimental Debts as aforesaid; any thing in any Act or Acts of Parliament or Law or Laws to the contrary notwithstanding.

Surplus paid by Secretary at War to Person entitled.

II. And be it further enacted, That it shall be lawful for the Secretary at War for the time being to cause all Surplus which may remain after satisfying such Regimental Debts as aforesaid, to be paid to the Person or Persons entitled thereto.

Regimental Debts to be paid without Probate of Will, &c. Surplus only deemed Personal Estate; and if not above 20l. may be paid without Probate.

III. And be it further enacted, That all such Regimental Debts shall and may be paid without any Probate of any Will being obtained, or any Letters of Administration, or any Confirmation of Testament, or Letters Testamentary or Dative, being taken out by any Person; and the Surplus only of such Arrears of Pay, and Proceeds of any such Effects, shall be deemed the Personal Estate of the Deceased for the Payment of any Duty in respect of any Probate, or of any Letters of Administration, or Confirmation of Testament, or Letters Testamentary or Dative, or for the Purpose of Distribution as Personal Estate; and it shall be lawful for the Secretary at War for the time being to order and direct the Payment or Distribution of any such Surplus in any case in which the same shall not exceed Twenty Pounds, without any Probate or Letters of Administration, or Confirmation of Testament, or Letters Testamentary or Dative, or Payment of any Duty of Stamps, or upon Legacies or otherwise; and it shall also be lawful for the Paymaster General of His Majesty's Land Forces for the time being to issue any Sum not exceeding Twenty Pounds which may be due to any Officer deceased, or to the Widow or Relative of any Officer deceased, or to the Representative or Representatives of any such Officer, Widow or Relative, in like manner without any Probate or Letters of Administration, or Confirmation of Testament, or Letters Testamentary or Dative, or Payment of any Duty of Stamps, or upon Legacies or otherwise; the same to be paid to the Person who shall be notified by the Secretary at War to the Paymaster General as being entitled thereto; and all such Payments respectively shall be as valid and effectual to all Intents and Purposes as if the same had been made by or to any Executor or Administrator, or under the Authority of any Probate or Letters of Administration, or Confirmation of Testament, or Letters Testamentary or Dative; any thing in any Act or Acts of Parliament or Law or Laws to the contrary notwithstanding.

How and to whom the same to be paid.

'IV. And Whereas Frauds are frequently practised upon Non 'Commissioned Officers and Soldiers, or their Representatives, by 'Persons of bad Character who offer to act as Agents, and are 'authorized by such Non Commissioned Officers and Soldiers, or 'their Representatives, to receive any Pay or Arrears of Pay, or 'Proceeds of any Effects of deceased Non Commissioned Officers 'and Soldiers to which they may be entitled;' Be it therefore enacted, That no Person, not being an Agent of some Regiment, Battalion or Corps of His Majesty's Army, or of the Militia, shall receive for any Non Commissioned Officer or Soldier, or for any Representative or Representatives of any Non Commissioned Officer

Agents for Regiments only to be allowed to receive Pay for Non Commissioned Officers and Soldiers.

or Soldier, any Pay or Arrears of Pay, or any Effects, or Proceeds of any Effects, of any deceaſed Non Commiſſioned Officer or Soldier dying while in His Majeſty's Service, unleſs ſuch Perſon ſhall be entitled to receive ſuch Pay or Effects or Proceeds, or any Part thereof, as a Deviſee or next of Kin, or Executor or Adminiſtrator of ſuch Non Commiſſioned Officer or Soldier.

Shares of Non Commiſſioned Officers, &c. to be paid only to themſelves, or their Executor, &c.

V. And be it further enacted, That from and after the Twenty fourth Day of *July* One thouſand eight hundred and eighteen, it ſhall not be lawful for any Agent or Agents appointed for the Diſtribution of Army Prize or Bounty Money, Grant or other Allowances of Money in the Nature thereof, or for the Treaſurers of *Chelſea* Hoſpital, to pay the Share of any Non Commiſſioned Officer or Soldier to any Perſon or Perſons whatſoever other than the Non Commiſſioned Officer or Soldier entitled to the ſame, or to the next of Kin or Executor or Adminiſtrator of ſuch Non Commiſſioned Officer or Soldier, or to the Agent of any Regiment, Battalion or Corps of His Majeſty's Army or Militia, duly authorized by the Party entitled thereto to receive the ſame.

Falſely perſonating others, or acting as Agents, not being authorized, &c. Miſdemeanor.

VI. And be it further enacted, That every Perſon who ſhall falſely repreſent himſelf or herſelf to be, or who ſhall perſonate, a Parent, Child, Brother, Siſter or other Relative of any Non Commiſſioned Officer or Soldier, for the Purpoſe of obtaining or receiving, or endeavouring to obtain or receive any Pay or Arrears of Pay, or any Effects, or Proceeds of any Effects, or any Prize or Bounty Money, Grant or other Allowance of Money of any deceaſed Non Commiſſioned Officer or Soldier; and every Perſon, not being an Agent authorized to receive any ſuch Money, or licenſed as aforeſaid, who ſhall for Gain, Hire, Pay, Commiſſion or Reward, act as an Agent for any Non Commiſſioned Officer or Soldier, or for any Repreſentative or Repreſentatives of any Non Commiſſioned Officer or Soldier, relative to the applying for or receiving any ſuch Pay or Arrears of Pay, Effects or Proceeds of Effects, Prize or Bounty Money, or other Grant or Allowance, or who ſhall directly or indirectly, by himſelf or herſelf, or any other Perſon for his or her Uſe, take, accept or receive any Gain, Hire, Pay, Commiſſion or Reward, for any matter or thing done in relation to applying for or receiving any ſuch Money or Effects for or for the Uſe of any ſuch Non Commiſſioned Officer or Soldier, or for any Repreſentative or Repreſentatives of any Non Commiſſioned Officer or Soldier, ſhall be deemed guilty of a Miſdemeanor, and be liable to be puniſhed accordingly.

Creditor taking out Adminiſtration, to be paid only the Sum due to him on Oath.

VII. And be it further enacted, That it ſhall not be lawful for the Agent appointed for the Diſtribution of Army Prize or Bounty Money, Grants or other Allowances of Money in the Nature thereof, or for the Treaſurer of *Chelſea* Hoſpital, to pay to any Creditor taking out Letters of Adminiſtration to a deceaſed Non Commiſſioned Officer or Soldier, out of the Share of ſuch deceaſed Non Commiſſioned Officer or Soldier, any further or greater Sum than ſhall appear, by Affidavit to be made by the Perſon taking out Letters of Adminiſtration, to be due to him at the time of taking out ſuch Letters of Adminiſtration.

Lord Lieutenant may cauſe all Acts neceſſary for execut-

VIII. And be it further enacted, That it ſhall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, by any Order or Orders under his or their Hand

or

or Hands, or under the Hand of his or their Chief Secretary, or of the Under Secretary for the Military Department in the Chief Secretary's Office in *Dublin*, to do and perform all and any and every Acts, matters and things whatsoever, requisite for the carrying this Act into Execution in *Ireland*; and all Acts so done in *Ireland* shall be good, valid and effectual to all Intents and Purposes whatsoever.

ing this Act to be done in Ireland.

CAP. LXXIV.

An Act for the further Regulation of Payments of Pensions to Soldiers upon the Establishments of *Chelsea* and *Kilmainham*. [5th *June* 1818.]

'WHEREAS it is expedient that such Out Pensioners upon the *Chelsea* Establishment as receive their Pensions in *Ireland*, should receive the same Amount in *Irish* Money as is received by the Pensioners of *Kilmainham* Hospital in *Ireland* of the like Class or Rate, clear of the Deduction of One Shilling in the Pound to which such *Chelsea* Pensions are at present liable, under the Provisions of an Act passed in the Twenty eighth Year of His late Majesty King *George* the Second, intituled *An Act for the Relief of the Out Pensioners of the Royal Hospital at* Chelsea; and that such Pensioners of *Kilmainham* Hospital as receive their Pensions in *Great Britain*, should receive the same Amount of *English* Money, after deducting the One Shilling in the Pound deducted from *Chelsea* Pensions as aforesaid, as is received by the Out Pensioners upon the *Chelsea* Establishment in *Great Britain* of the like Class or Rate:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That no such Deduction of One Shilling in the Pound as aforesaid shall be made from the Pensions upon the *Chelsea* Establishment paid in *Ireland* to Pensioners upon the *Chelsea* Establishment, during such time as such Out Pensioners shall receive their Pensions in *Ireland*, but the full Amount in *Irish* Currency, according to the Class or Rate of each Pension, shall be paid to such Pensioners respectively; any thing in the said recited Act contained to the contrary notwithstanding.

28 G. 2. c. 1.

No Deduction of 1s. in the Pound from Pensions on Chelsea Establishment paid in Ireland.

II. And be it further enacted, That such Deduction as aforesaid of One Shilling in the Pound shall be made from all Pensions paid in *English* Money to the Pensioners of *Kilmainham* Hospital receiving their Pensions in *Great Britain*, during such time as such Pensioners shall continue to receive their Pensions in *Great Britain*.

Such Deduction from Pensioners of Kilmainham paid in G. B.

III. And be it further enacted, That it shall be lawful for the Commissioners of *Chelsea* and *Kilmainham* Hospitals respectively, and they are hereby respectively empowered and required, from and after the passing of this Act, and from time to time thereafter as Occasion may require, to make such Orders, Rules and Regulations as may appear to them respectively to be necessary for the making such Payments and Deductions respectively to such Out Pensioners upon their respective Establishments, and for the enabling the Pensioners upon the Establishment of *Chelsea* to receive their Pensions in *Ireland* in *Irish* Currency, according to their respective Rates of Allowance, without Deductions as aforesaid, and the Pensioners of *Kilmainham* Hospital

Commissioners of Chelsea and Kilmainham Hospitals empowered to make Regulations for Payment of Pensions.

Hoſpital to receive their Penſions in *Engliſh* Money in *Great Britain*, with ſuch Deductions as aforeſaid, according to their reſpective Rates of Allowance, and for the carrying into Execution the Proviſions of this Act in relation to ſuch Payments and Deductions as aforeſaid; any thing in any Act or Acts of Parliament, or Rules or Regulations heretofore made, to the contrary notwithſtanding.

CAP. LXXV.

An Act for the more effectual Prevention of Offences connected with the unlawful Deſtruction and Sale of Game.

[5th *June* 1818.

'WHEREAS the ſelling, expoſing or offering to Sale, any Hare, Pheaſant, Partridge, Moor Heath Game or Grouſe, is by Law prohibited: And Whereas it is expedient, for the more effectual Prevention of Offences connected with the unlawful Deſtruction and Sale of Game, to provide by Law as hereinafter is enacted:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled,

Buying Game.

and by the Authority of the ſame, That if any Perſon or Perſons whatſoever, whether qualified or not qualified to kill Game, ſhall buy any Hare, Pheaſant, Partridge, Moor Heath Game or Grouſe, every ſuch Perſon or Perſons who ſhall ſo offend, and thereof ſhall be convicted before any One or more Juſtice or Juſtices of the Peace, Magiſtrate or Magiſtrates, acting for the County, Riding, City, Town, Borough, Diviſion, or Place where ſuch Offence ſhall be committed, by the Oath of one or more credible Witneſs or Witneſſes, ſhall, for every Hare, Pheaſant, Partridge, Moor Heath Game or Grouſe, ſo bought as aforeſaid,

Penalty.

forfeit and pay the Sum of Five Pounds; One half to be paid to the Informer, and the other to the Poor of the Pariſh where ſuch Offence ſhall be committed; the ſame to be levied by Diſtreſs and Sale of the Offender's Goods, by Warrant under the Hand and Seal of the Juſtice or Juſtices, Magiſtrate or Magiſtrates, before whom the Offender ſhall be convicted, rendering the Overplus of ſuch Diſtreſs and Sale (if any) to the Party or Parties, after deducting the Charges of making the ſame; provided that ſuch Conviction be made within Six Calendar Months after ſuch Offence committed.

Perſons buying or ſelling, or unlawfully having Game, informing, diſcharged from Penalties.

II. And for the better Diſcovery of ſuch Perſon or Perſons as ſhall buy or ſell any Hare, Pheaſant, Partridge, Moor Heath Game or Grouſe, be it further enacted by the Authority aforeſaid, That from and after the time of the paſſing of this Act, any Perſon that ſhall buy, ſell, or offer to ſell, or have unlawfully in his Poſſeſſion, any Hare, Pheaſant, Partridge, Moor Heath Game or Grouſe, and ſhall make Diſcovery of any Perſon that hath within Six Calendar Months bought or ſold any ſuch Game as aforeſaid, ſo as any one ſhall be convicted of any ſuch Offence by virtue of this or any other Statute now in force, ſuch Diſcoverer ſhall be diſcharged of and from all Pains, Forfeitures and Penalties to which he may be and ſhall have become liable, before and at the time of the making ſuch Diſcovery, by reaſon of the buying or ſelling, or offering to ſell, or having unlawfully in his Poſſeſſion, any ſuch Game as aforeſaid, any thing in any former Statute contained to the contrary notwithſtanding; and ſhall receive the ſame Benefit and Advantage as any other Informer

ſhall

shall be entitled to, by virtue of this Act, for such Discovery and Information: Provided always, that nothing in this Act contained shall be held or construed to discharge such Discoverer of or from any Pains, Forfeitures or Penalties, in respect whereof a Prosecution shall be actually pending, or a Conviction or Judgment shall have been had against him, at the time of the making such Discovery as aforesaid. Proviso as to Prosecution pending.

III. And be it further enacted, That wheresoever any Person shall, for any Offence to be committed against the Provisions of this Act, be liable or subject to any Forfeiture or Penalty upon Conviction before any Justice or Justices, Magistrate or Magistrates as aforesaid, it shall and may be lawful for any other Person whatsoever, either to proceed to recover the said Forfeiture or Penalty by Information and Conviction as aforesaid, or to sue for and recover the Whole of such Penalty for his own Use by Action of Debt or on the Case, Bill, Plaint or Information, in any of His Majesty's Courts of Record, wherein no Essoign, Wager of Law or more than one Imparlance shall be allowed, and wherein the Plaintiff, if he recovers, shall have his Double Costs; and that no Part of the said Penalty recovered in any such Suit or Action shall be paid or applied to or for the Use of the Poor of the Parish wherein such Offence shall be committed: Provided always, that no such Action, Suit, Bill, Plaint or Information shall be brought or exhibited, but within the Space of Six Calendar Months next after the Offence committed; and that in case of any Second Prosecution for One Offence, the Person doubly prosecuted may plead in his Defence the former Prosecution pending, or the Conviction or Judgment thereupon had. Penalties under this Act may be sued for to the sole Use of Prosecutor. Limitation of Prosecution. No double Prosecution.

CAP. LXXVI.

An Act to subject Foreigners to Arrest and Detention for Smuggling within certain Distances of any of the Dominions of His Majesty; for regulating Rewards to the Seizing Officers, according to the Tonnage of Vessels or Boats seized and condemned; and for the further Prevention of the Importation of Tea without making due Entry thereof with the Officers of Customs and Excise. [5th *June* 1818.]

'WHEREAS by an Act passed in the Forty fifth Year of His present Majesty's Reign, intituled *An Act for the more effectual Prevention of Smuggling*, it is enacted, that every Person being a Subject of His Majesty, who shall be found or taken on board or discovered to have been on board any Ship, Vessel or Boat liable to Forfeiture under any of the Provisions of that Act, or liable to Forfeiture under the Provisions of any other Act or Acts, for being found or having been at Anchor or hovering within any such Distances of any of the Dominions of His Majesty, with such Goods on board as subject such Ship, Vessel or Boat, or Goods, to Forfeiture, and who shall not prove that he was only a Passenger on board such Ship, Vessel or Boat, and every Person found aiding or assisting in unshipping to be laid on Land, or found carrying, conveying, concealing or assisting in the carrying away, conveying or concealing, any Foreign Brandy, Rum, Geneva or Spirits subject to Forfeiture under that Act, or any Law or Act relating to the 45 G. 3. c. 121. § 7.

' Revenue

'Revenue of Customs or Excise in the United Kingdom, are liable 'to certain Penalties; and it is thereby made lawful for any Officer 'or Officers of the Army, Navy, Marines, Customs or Excise, and 'he and they is and are thereby authorized, empowered and re- 'quired to stop, arrest and detain every such Person, being a Subject 'of His Majesty, and to convey the said Person before One or more 'of His Majesty's Justices of the Peace residing near to the Port 'or Place into which such Ship, Vessel or Boat shall be taken or 'carried, or near to the Place where any such Person shall be so 'taken or arrested, to be dealt with, proceeded against or prosecuted 57 G. 3. c. 87. 'in the manner therein directed; and by another Act passed in the 'Fifty seventh Year of His said Majesty's Reign, intituled *An Act 'to amend Two Acts, passed in the Forty fifth Year of His present 'Majesty, and in the last Session of Parliament, for the making more* § 5. *'effectual Provision for the Prevention of Smuggling*, further Pro- 'visions are made for proceeding against such Persons before Justices 'of the Peace: And Whereas it is expedient to extend the Provisions 'of the said recited Acts to all Persons who are not Subjects of His 'Majesty found within a certain Distance of any of the Dominions 'of His Majesty;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That every Person not being a Subject of His Majesty, who shall be found or taken on board, or discovered to have been on board any Ship, Vessel or Boat, within One League of any of the Dominions of His Majesty, such Ship, Vessel or Boat being liable to Forfeiture under any of the Provisions of the said recited Act passed in the Forty fifth Year of His present Majesty's Reign, or liable to Forfeiture under the Provisions of any other Act or Acts, for being found or having been at Anchor or hovering within any such Distances of any of the Dominions of His Majesty, with such Goods on board as subject such Ship, Vessel or Boat, or Goods, to Forfeiture, and who shall not prove that he was only a Passenger on board such Ship, Vessel or Boat; and every Person not being a Subject of His Majesty, found within One League of any of the Dominions of His Majesty aiding or assisting in unshipping to be laid on Land, or found carrying or conveying, concealing or assisting in carrying away, conveying or concealing, any Foreign Brandy, Rum, Geneva or Spirits subject to Forfeiture under the said recited Act, or any Law or Act relating to the Revenue of Customs or Excise in the United Kingdom, shall forfeit for every such Offence either Treble the Value of the Goods that shall be found or taken from such Person or Persons, or the Sum of One hundred Pounds, at the Option and subject to the Election and Discretion of the Commissioners of Customs or Excise respectively who shall direct any Prosecution or Suit to be commenced against any such Person; such Penalty of Treble the Value or of One hundred Pounds, as the case may be, to be recovered as any like Penalty may be recovered under any Act or Acts relating to the Revenue of Customs or Excise in the United Kingdom; and One half of every such Penalty of Treble the Value or of One hundred Pounds, shall go and be applied to the Use of the Person or Persons finding and taking and detaining such Person not being a Subject of His Majesty, or informing for the same; and such Person shall also be liable to such

Foreigners found or who have been on board Vessels liable to Forfeiture assisting in conveying or concealing Spirits.

Penalty.

How to be recovered and applied.

Punishment.

other

other Punishment as may by any Law or Act of Parliament be inflicted on any such Offender; and it shall be lawful for any Officer or Officers of the Army, Navy, Marines, Customs, Excise or Smuggling Preventive Boat Service, and he and they is and are hereby authorized, empowered and required to stop, arrest and detain every such Person, not being a Subject of His Majesty, and to convey the said Person before One or more of His Majesty's Justices of the Peace residing near to the Port or Place into which such Ship, Vessel or Boat shall be taken or carried, or near to the Place where any such Person shall be so taken or arrested; and it shall be lawful for such Justice or Justices of the Peace before whom any such Person so arrested as aforesaid shall be carried, on the Confession of any such Person of any such Offence as aforesaid with which he may be charged in any Information or Complaint to be then and there laid or exhibited by any Officer of the Customs or Excise against him, or on Proof thereof on the Oath of One or more credible Witness or Witnesses, to convict such Person in such Penalty respectively as aforesaid; and every such Person so convicted as aforesaid, shall immediately on such Conviction pay down into the Hands of such Officer the said Penalty in which he or she shall be so convicted; and if any such Person or Persons so convicted shall not forthwith pay down the said Penalty, the said Justice or Justices shall, and he and they is and are hereby respectively authorized and required, by Warrant under his or their Hand and Seal, to commit the Person so convicted as aforesaid to any Gaol or Prison or House of Correction until such Penalty shall be paid; and it shall be lawful for the Commissioners of the Customs or Excise in *England*, *Scotland* or *Ireland* respectively, and they are hereby required, in cases where any such Person has been so convicted and committed to Prison as aforesaid, to award to the Person so detaining any such Man or Men any Sum not exceeding Twenty Pounds for each Man so convicted and committed to Prison.

Such Persons may be arrested and taken before a Justice, who may commit on Conviction if Penalty be not paid.

Commissioners may reward Persons detaining Offenders.

'II. And Whereas by an Act made in the Fifty sixth Year of the 56 G. 3. c. 104.
'Reign of His present Majesty, for, amongst other things, making
'more effectual Provision for the Prevention of Smuggling, and re-
'warding Officers and Persons making Seizures and capturing Smug-
'gling Vessels, certain Rewards were allowed and made payable on § 6.
'the Value at which the Goods, Wares or Merchandize therein men-
'tioned, seized by any Officer or Officers, should be respectively
'estimated or fixed by the Commissioners of Customs or Excise re-
'spectively ordering and directing the Prosecution: And Whereas
'Doubts have arisen whether such Rewards allowed and made pay-
'able by the said last recited Act as aforesaid, repealed or took away
'the Rewards respectively granted and made payable by a certain
'Act made in the Twenty eighth Year of the Reign of His present
'Majesty, for, amongst other things, amending several Laws relating
'to the Revenue of Customs; and by a certain other Act made in
'the Twenty ninth Year of the Reign of His present Majesty, for
'repealing the Duties on Tobacco and Snuff, and for granting new
'Duties in lieu thereof; and of another Act made in the Forty se-
'venth Year of the Reign of His present Majesty, for making more
'effectual Provision for the Prevention of Smuggling, for or in respect
'of the Seizure of any Vessel or Boat which by Law should be liable
'to be broken up after Condemnation, and not be used in His
'Majesty's Service, or sold to be employed or used as a Privateer in

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'the manner therein mentioned, or which, on account of the Built, 'Conſtruction, Denomination or Deſcription thereof, ſhould be liable 'to Forfeiture by any Act or Acts of Parliament to be broken up, 'and which at the time of the Seizure ſhould be found in ballaſt or 'light, ſuch Rewards being by the ſaid Acts reſpectively made pay- 'able at and after certain Rates, according to the Tonnage of the 'Veſſel or Boat ſeized and condemned; and it is expedient to remove 'ſuch Doubts;' Be it therefore declared and enacted, That the ſaid Rewards ſo granted and made payable by the ſaid Act made in the Fifty ſixth Year aforeſaid, do not repeal or take away, and ſhall not be deemed or conſtrued to repeal or take away, the ſaid Tonnage Rewards reſpectively granted by the ſaid recited Acts of the Twenty eighth, Twenty ninth and Forty ſeventh Years aforeſaid; but that the ſaid recited Tonnage Rewards reſpectively granted and made payable by the ſaid laſt mentioned Acts ſhall be allowed, and payable and paid, in all caſes to which the ſame reſpectively apply, in the ſame manner as if the ſaid recited Act of the Fifty ſixth Year aforeſaid, or a certain other Act made in the Fifty ſeventh Year of the Reign of His ſaid Majeſty, for the Amendment thereof, had not been made; any thing in the ſame or any other Act to the contrary notſtanding.

Rewards granted by 56 G. 3. c. 104. do not take away the Tonnage Rewards granted by 28 G. 3. c. 34. 29 G. 3. c. 68. 47 G. 3. c. 66.

10 G. 1. c. 10. § 27.

'III. And Whereas by an Act made in the Tenth Year of the 'Reign of His late Majeſty King *George* the Firſt, for, amongſt 'other things, repealing certain Duties therein mentioned, payable 'upon Tea imported, and for granting certain Inland Duties in lieu 'thereof, it was enacted, that if any Perſon or Perſons ſhould import 'or bring any Tea which ought to be ſecured in ſuch Warehouſe as 'therein aforeſaid into *Great Britain*, and ſhould not make due Entry 'thereof and bring the ſame into ſuch Warehouſe, the ſame ſhould 'be and was thereby adjudged to be clandeſtinely run and unlawfully 'imported: And Whereas it is expedient, for the Prevention of the 'Smuggling of Tea, to impoſe further Penalties in that behalf;' Be it therefore further enacted, That if any Perſon or Perſons ſhall import or bring into, or unſhip or land, in *Great Britain*, or within the Limits of any of the Ports thereof, any Tea which ought by Law to be entered with the proper Officers of Cuſtoms and Exciſe reſpectively, and ſhall not make due Entries thereof, ſo that the Duties of Cuſtoms and Exciſe granted and impoſed in reſpect of Tea may be reſpectively ſecured and paid for and in reſpect thereof, all ſuch Tea ſo imported, brought, unſhipped or landed, ſhall be deemed and is hereby adjudged to be clandeſtinely run, and ſhall be forfeited, and ſhall and may be ſeized by any Officer of Cuſtoms or Exciſe; and the Perſon or Perſons ſo offending, or aiding or aſſiſting therein, or removing, receiving, harbouring or concealing any run Tea, ſhall, for each and every ſuch Offence, ſeverally forfeit and loſe the Sum of Ten Pounds for every Pound Weight thereof, or the Sum of One hundred Pounds, at the Election of His Majeſty's Attorney General, or the Perſon or Perſons who ſhall ſue or proſecute for the ſame; and no ſuch Penalty ſhall be mitigated by any Juſtice or Juſtices below One fourth Part thereof; any thing in any other Act or Acts to the contrary notwithſtanding.

Tea unſhipped in G. B. without due Entry forfeited, and Penalty.

Recovery and Application of Penalties.

IV. And be it further enacted, That all Fines, Penalties and Forfeitures impoſed by this Act, and alſo by the laſt mentioned Act made in the Fifty ſeventh Year aforeſaid, ſhall be ſued for, recovered, levied or

or mitigated by such Ways, Means or Methods as any Fine, Penalty or Forfeiture may be sued for, recovered, levied or mitigated by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint or Information in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Exchequer in *Scotland* respectively; and that, unless where otherwise specially directed, One Moiety of every such Fine, Penalty or Forfeiture shall be to His Majesty, His Heirs and Successors, and the other Moiety to him, her or them who shall discover, inform or sue for the same.

CAP. LXXVII.

An Act to repeal the Duty upon Rock Salt delivered for feeding or mixing with the Food of Cattle, and imposing another Duty, and making other Provisions in lieu thereof.

[5th *June* 1818.]

'WHEREAS by an Act made in the Fifty seventh Year of the Reign of His present Majesty, for altering and amending the Laws of Excise with respect to Salt and Rock Salt, it was enacted amongst other things, that for enabling Farmers to try the Effect of Salt in feeding Cattle, it should and might be lawful for any Owner or Proprietor of any Rock Salt Pit or Rock Salt Mine to sell and deliver from his, her or their Pit or Mine, or Warehouse or Storehouse adjoining thereto, such coarse and impure Rock Salt as should be approved of by the proper Officer of Excise appointed for inspecting the same, in Lumps of not less Weight than Twenty Pounds each, to such Person and Persons, and in such Quantity and Quantities as should and might be granted by the Commissioners of Excise, for the Purpose of feeding or mixing with the Food of Sheep and Cattle, upon such Person or Persons paying Duty for the same at and after the Rate of Five Shillings *per* Bushel, and so in proportion for any greater or less Quantity, and upon Bond being given to His Majesty by such Person or Persons, with sufficient Sureties to the Satisfaction of the said Commissioners, or the Person or Persons appointed to take such Bond, in the Penalty of Double the Amount of the Duty upon Rock Salt delivered for Home Consumption, that the whole of the Rock Salt so delivered should be used, spent, consumed and employed by him, her or them, in feeding or mixing with the Food of Sheep or Cattle, and in no other manner, and to and for no other Use or Purpose whatsoever: Provided, that no further Quantity of Rock Salt should be delivered as aforesaid to any Person or Persons for such Purpose as aforesaid, until the Bond and Bonds given by such Person or Persons on the Delivery of every prior Quantity should be satisfied and discharged; and further, that every such Bond should be satisfied and discharged, on a Certificate signed by the Person to whom such Rock Salt should have been delivered, and who thereupon should have given such Bond, his Executors, Administrators or Assigns, and delivered by him, her or them to the Collector in whose Collection he, she or they should reside, declaring the whole of such Rock Salt to have been used, spent, employed and consumed in feeding or mixing with the Food of Sheep and Cattle, and in no other manner and to and for no other Use or Purpose whatsoever, and specifying in what manner and Proportions the same had been so used, what Description and Number of Sheep or Cattle had

57 G. 3. c. 49.

§ 46.

§ 47.

been

'been fed therewith, on what Lands and where ſituate, and what Be-
'nefits appear to have reſulted therefrom: Provided always that no
'ſuch Certificate ſhould diſcharge any ſuch Bond, unleſs ſuch Col-
'lector as aforeſaid ſhould upon Inquiry be ſatisfied of the Truth
'thereof, and of the ſeveral Matters therein ſtated, and underwrite
'the ſame upon the ſame Certificate; and that if any ſuch Certificate
'as aforeſaid ſhould not be ſigned and delivered as aforeſaid to ſuch
'Collector before the End of One Month after the Expiration of
'Twelve Months from the Bond being given and Rock Salt delivered
'as aforeſaid, or ſhould in any reſpect be falſe, or any of the Rock
'Salt delivered as aforeſaid ſhould be uſed, ſpent, employed or con-
'ſumed in any other manner, to or for any other Uſe or Purpoſe,
'than feeding or mixing with the Food of Sheep or Cattle, the Pe-
'nalty of the Bond given on the Delivery of any ſuch Rock Salt
'ſhould be forfeited and paid to His ſaid Majeſty; and further that
§ 48. 'nothing therein contained ſhould extend or be deemed or conſtrued
'to extend to prevent any Perſon or Perſons ſelling or transferring
'any Quantity of the Lumps or Pieces of coarſe and impure Rock
'Salt which he, ſhe or they ſhould or might receive for the Purpoſe
'of feeding or mixing with the Food of Sheep or Cattle, under any
'ſuch Bond as aforeſaid, provided the Conſent and Approbation of
'the Commiſſioners of Exciſe to and of ſuch Transfer and Delivery
'ſhould be firſt had and obtained, and ſuch Bond and Security ſhould
'be firſt given by the Perſon or Perſons intending to receive the ſame
'as hereinbefore mentioned, which Bond ſhould be taken and accepted
'by the Collector aforeſaid in diſcharge or part diſcharge of the Bond
'given on the Firſt Delivery of ſuch Rock Salt from the Mine or Pit,
'in the Proportion and according to the Quantity in ſuch ſubſequent
'Bond mentioned, and ſhould be diſcharged by ſuch Certificate as
'aforeſaid, or the Penalty thereof enforced in like manner as if the ſame
'ſhould have been given on the firſt Delivery of ſuch Rock Salt as
'aforeſaid: And Whereas it is expedient to repeal the Duty and
'Proviſions hereinbefore recited, and impoſe another Duty, and make
'other Proviſions in lieu thereof;' Be it therefore enacted by The
King's Moſt Excellent Majeſty, by and with the Advice and Conſent
of the Lords Spiritual and Temporal, and Commons, in this preſent
The ſaid Duty and Proviſions repealed. Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act the Duty and Proviſions hereinbefore recited ſhall be and the ſame are hereby repealed, ſave and except in all caſes relating to the recovering, allowing or paying any Arrears of the ſaid Duty which may at that time remain unpaid, or to any Bond already given as aforeſaid, or to any Fine, Penalty or Forfeiture, Fines, Penalties or Forfeitures, relating to any Rock Salt, which ſhall have been delivered under the ſaid Proviſions reſpectively before the paſſing of this Act, to be accounted for as aforeſaid.

Rock Salt in Lumps not leſs than 20lb. may be delivered for feeding Cattle, &c. on Approbation of Officer and Payment of a Duty at the Rate of of 2s. 6d. per Buſhel. II. And be it further enacted, That from and after the paſſing of this Act it ſhall and may be lawful for any Owner or Proprietor of any Rock Salt Pit or Rock Salt Mine to ſell and deliver from his, her or their Rock Salt Pit or Mine, or Warehouſe or Storehouſe adjoining thereto, ſuch coarſe and impure Rock Salt as ſhall be approved of by the proper Officer of Exciſe appointed for inſpecting the ſame, in Lumps of not leſs Weight than Twenty Pounds each to ſuch Perſon and Perſons, and in ſuch Quantity and Quantities as ſhall and may be granted by the Commiſſioners of Exciſe, for the Purpoſe of feeding or mixing with the Food of Sheep and Cattle, or ſteeping Seed or

pre-

preſerving Hay, or being employed as Manure for Lands upon ſuch Perſon or Perſons paying Duty for the ſame at and after the Rate of Two Shillings and Six pence *per* Buſhel, and ſo in proportion for any greater or leſs Quantity; ſuch Rock Salt being accompanied on its Removal from ſuch Pit or Mine, or Warehouſe or Storehouſe, to the Place or Farm to which the ſame is to be ſent with a Permit, as required by Law for Duty paid Salt, expreſſing the Quantity and Quality thereof, and the Purpoſes for which the ſame is removed and intended. To be removed by Permit.

III. And be it further enacted, That the Perſon or Perſons to or for whoſe Uſe ſuch Rock Salt as aforeſaid ſhall be ſold or delivered as aforeſaid, ſhall upon the Receipt of ſuch Rock Salt, or within Two Days afterwards, deliver ſuch Permit as aforeſaid to the neareſt Officer of Exciſe, and ſhall be and remain accountable for the whole of ſuch Rock Salt being uſed, ſpent, conſumed and employed by him, her or them in feeding or mixing with the Food of Sheep or Cattle, or ſteeping Seed or preſerving Hay, or as Manure for Land, and in no other Way or manner, and to or for no other Uſe or Purpoſe whatſoever: Provided that no further Quantity of Rock Salt ſhall be delivered as aforeſaid to any Perſon or Perſons who ſhall have already received any ſuch Rock Salt for any of ſuch Purpoſes as aforeſaid, until ſuch Certificate be given by ſuch Perſon or Perſons in reſpect of ſuch prior Quantity of Rock Salt as hereinafter mentioned. Permit to be delivered to neareſt Officer of Exciſe. No further Quantity of Salt ſhall be delivered till Certificate be given.

IV. And be it further enacted, That every Perſon and Perſons to whom any ſuch Rock Salt ſhall be ſold or delivered as aforeſaid ſhall, before the End of One Month after the Expiration of Twelve Months from the Delivery thereof, give and deliver a Certificate, ſigned by ſuch Perſon or Perſons, his, her or their Executors, Adminiſtrators or Aſſigns, or Steward to the Collector of Exciſe in whoſe Collection he, ſhe or they ſhall reſide, declaring that the whole of ſuch Rock Salt has been uſed, ſpent, employed and conſumed in feeding or mixing with the Food of Sheep and Cattle, or in ſteeping Seed, or in preſerving Hay, or as Manure for Land, or delivered over as hereafter mentioned, and in no other Way or manner, and to or for no other Uſe or Purpoſe whatſoever, and ſpecifying in what manner and Proportions the ſame has been ſo uſed, what Deſcription or Number of Sheep and Cattle has been fed therewith, in what Way the ſame has been uſed as Manure, on what Lands, where ſituated, and what Benefits appear to have reſulted therefrom; and that if ſuch Certificate as aforeſaid ſhall not be ſigned and delivered within ſuch time as aforeſaid, or ſhall in any reſpect be falſe, or if any of the Rock Salt ſo delivered as aforeſaid ſhall be uſed, ſpent, employed or conſumed in any other Way or manner, or to or for any other Uſe or Purpoſe than as aforeſaid, the Perſon or Perſons ſo offending ſhall for every ſuch Offence forfeit and loſe the Sum of Forty Shillings *per* Buſhel of ſuch Rock Salt ſo delivered as aforeſaid, or One hundred Pounds, at the Election of His Majeſty's Attorney General, or the Perſon or Perſons who ſhall ſue or proſecute for the ſame; and that no ſuch Penalty ſhall be mitigated by any Juſtice or Juſtices below One Fourth Part thereof, any thing in any other Act or Acts to the contrary notwithſtanding: Provided always, that it ſhall and may be lawful to or for any Perſon or Perſons to whom or for whoſe Uſe any ſuch Rock Salt ſhall be ſold Such Certificate to be delivered to Collector within One Month after Expiration of 12 Months from Delivery of Rock Salt, declaring that the Salt has been conſumed in feeding Cattle, &c. Penalty. Mitigation of Penalty. Rock Salt may be removed to another Farm on Permit.

fold or delivered as aforeſaid, to apply to the neareſt Exciſe Office for, and for ſuch Officer with the Approbation of the Commiſſioners of Exciſe to grant ſuch Permit or Permits as aforeſaid for the further Removal of any Part of ſuch Rock Salt to any other Farm or Land in the Poſſeſſion of the ſame, or any other Perſon, for ſuch Purpoſes only as aforeſaid; and that thereupon the Perſon or Perſons to whom ſuch Rock Salt ſhall be removed and delivered, ſhall within Two Days after the Receipt of ſuch Rock Salt deliver ſuch Permit as aforeſaid to the neareſt Officer of Exciſe, and ſhall be accountable and give ſuch Certificate as aforeſaid within ſuch time as aforeſaid for the Employment thereof, and be ſubject to the like Regulations and Penalties as aforeſaid in all reſpects as if ſuch Rock Salt had been delivered to him, her or them from the Rock Salt Pit or Rock Salt Mine from which the ſame was produced, or the Warehouſe or Storehouſe adjoining thereto; and that ſuch Delivery over of ſuch Rock Salt ſhall be ſpecified in the Certificate, and taken and accepted by ſuch Collector as aforeſaid in Part Diſcharge of the Account of the Perſon to whom ſuch Rock Salt had been firſt delivered from ſuch Mine, Pit, Warehouſe or Storehouſe as aforeſaid.

Duty how to be levied and applied.

V. And be it further enacted, That the ſaid Duty hereby impoſed ſhall be raiſed, levied, collected, recovered, accounted for, paid and applied in ſuch and the like manner, and in or by any or either of the general or ſpecial Means, Ways or Methods by which the former Duty of Exciſe hereby repealed was or might be raiſed, levied, collected, recovered, accounted for, paid or applied; and the Perſons, Goods, Wares, Merchandize or Commodities by this Act reſpectively made liable to the Payment of or chargeable with the ſaid Duty hereby impoſed, ſhall be and the ſame are hereby made ſubject and liable to all and every the Conditions, Regulations, Rules, Reſtrictions, Penalties and Forfeitures (except as hereby expreſsly altered) to which ſuch Perſons, Goods, Wares, Merchandize or Commodities were generally or ſpecially ſubject and liable by the Act hereinbefore recited, or by any Act or Acts of Parliament in force on or immediately before the paſſing of this Act, reſpecting the Duties of Exciſe.

Recovery and Application of Penalties.

VI. And be it further enacted, That all Fines, Penalties and Forfeitures impoſed by this Act, ſhall be ſued for, recovered, levied or mitigated by ſuch Ways, Means or Methods (except as hereby altered), as any Fine, Penalty or Forfeiture may be ſued for, recovered, levied or mitigated by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint or Information in any of His Majeſty's Courts of Record at *Weſtminſter*, or in the Court of Exchequer in *Scotland*, reſpectively; and that One Moiety of every ſuch Fine, Penalty or Forfeiture ſhall be to His Majeſty, His Heirs and Succeſſors, and the other Moiety to him, her or them who ſhall diſcover, inform or ſue for the ſame.

Act may be altered, &c. this Seſſion.

VII. And be it further enacted, That this Act or any of the Proviſions thereof may be altered, varied or repealed by any Act to be made in this Seſſion of Parliament.

CAP.

CAP. LXXVIII.

An Act to make further Provision for the better securing the Collection of the Duties on Malt, and to amend the Laws relating to Brewers in *Ireland*. [5th *June* 1818.]

'WHEREAS it is expedient to provide for the better securing the Collection of the Duties on Malt, and to amend the 'Laws relating to Brewers in *Ireland*;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Commencement of this Act, so much of an Act made in the Forty ninth Year of His present Majesty's Reign, intituled *An Act for improving the Quality of Beer in* Ireland *by further preventing the Use of unmalted Corn, or of any deleterious or unwholesome Ingredients therein; and for the better securing the Collection of the Malt Duties in* Ireland; as prohibits the Removal or Conveyance of any Malt into the Mill, Brewery or Mash Kieve of any Brewer or other Person therein mentioned, without Permit, or as relates to any such Permit, or Request Note or Requisition for any such Permit as therein mentioned, shall be and the same is hereby repealed, save and except so far as may concern or relate to the prosecuting, suing for, recovering or levying any Fine, Penalty or Forfeiture which shall or may have been or shall be incurred under the said Act before the Commencement of this Act. 49 G. 3. c. 57. § 5. repealed.

II. And be it further enacted, That from and after the Commencement of this Act no Malt shall at any time be removed or conveyed into the Mill, Brewery, or Mash Tun or Kieve of any licensed Brewer, without a Permit for the same; and that the Brewer or Person applying for such Permit shall, in his, her or their Request Note or Requisition for obtaining the same, state the Day and Hour of the Day in which such Brewer or Person intends to begin to mash or brew the Malt so to be removed, and the Day and Hour of the Day when the Liquor or Worts will be entirely drained off; and the Officer granting any such Permit shall insert such Particulars therein; and in case any Quantity of Malt ground or unground, whether in any Process of brewing or not, shall be found in the Mill, Brewery, Mash Tun or Kieve of such Brewer, and a Permit for so removing the same into such Mill, Brewery, Mash Tun or Kieve, shall not on Demand of any Officer of Excise be produced, or Proof made to such Officer that such Permit had been granted for such Malt, and that such Permit was afterwards lost or mislaid; or if any such Malt shall be found in Process of brewing or mashing or wetting before the time specified in the Request Note or Requisition for such Permit, or in the Permit which shall be granted for the Removal of such Malt; or if the Liquor or Worts shall not be entirely drained off at the time for that Purpose specified in such Request Note or Requisition and Permit then in each and every such case such Brewer shall forfeit the Sum of Fifty Pounds; and every such Permit shall from time to time be delivered by such Brewer, or his or her Servant, to the Surveyor or other Officer of Excise in Charge of the Brewery of such Brewer within Twelve Hours after the Expiration of the time for which such Permit shall be in force, No Malt removed into any Brewery, &c. without a Permit. Request Note to contain certain Particulars. If Malt found without such Permit, or found in Process of brewing, &c. contrary thereto, &c. Penalty 50l. Permit to be delivered to Officer,

or at any time within ſuch Twelve Hours, on Demand thereof made by ſuch Officer; and if ſuch Permit ſhall not be delivered to ſuch Officer accordingly, ſuch Brewer ſhall forfeit for every Neglect the Sum of Twenty Pounds.

Penalty 20l.

Specimen Papers are to be put up by Brewer in proper Places;

III. And be it further enacted, That Papers called Specimen Papers ſhall be provided and furniſhed to every ſuch Brewer by any Officer of Exciſe in Charge of ſuch Brewery from time to time as ſhall be requiſite, in order that every Officer of Exciſe may enter thereon his Viſit at ſuch Brewery, and the Gauges depending on ſuch Viſit; and every ſuch Brewer who ſhall from time to time be furniſhed with any ſuch Specimen Paper ſhall cauſe the ſame to be fixed on a Board conveniently made for that Purpoſe, and to be hung or put up in ſome public and conſpicuous Place in the Brew-houſe, or that Part of the Brewery wherein the Maſh Tun or Kieve ſhall be kept, and ſhall preſerve and keep the ſame ſo put up in ſuch Place and in ſuch manner that any Officer of Exciſe viſiting ſuch Brewery may view ſuch Specimen Paper, and make Entries therein; and if any ſuch Brewer ſhall not put up or keep and preſerve ſuch Specimen Paper in manner herein directed, unavoidable Accident excepted, Proof whereof ſhall lie on the Brewer, every ſuch Brewer ſhall for every ſuch Offence forfeit the Sum of Fifty Pounds.

Penalty 50l.

Before Delivery of Requeſt Note Brewer to enter certain Particulars on Specimen Paper;

IV. And be it further enacted, That every Brewer ſhall, before the Delivery of any Requeſt Note or Requiſition for any Permit for the Removal of any ſuch Malt as aforeſaid, enter or cauſe to be entered in Writing in the ſaid Specimen Paper the Date of ſuch Requeſt Note or Requiſition, and the Number of Barrels of Malt which ſuch Brewer intends to maſh or brew, and the Day and Hour of the Day on which ſuch Brewer intends to begin to maſh or brew ſuch Malt, and the Day and Hour of the Day when the Liquor or Worts will be entirely off; and if any Brewer ſhall not make or cauſe to be made ſuch Entries, or any and every of them, in the ſaid Specimen Paper, every ſuch Brewer ſhall for every ſuch Default or Omiſſion forfeit the Sum of Fifty Pounds.

Penalty 50l.

If Malt found in Maſh Tun, &c. exceeding Quantity expreſſed in Permit, Exceſs forfeited, and

V. And be it further enacted, That whenever there ſhall be found in any Maſh Tun or Kieve of any Brewer any Quantity of dry Malt ground or bruiſed, which, by the Gauge thereof taken by any Officer of Exciſe in ſuch Maſh Tun or Kieve, ſhall exceed the Quantity expreſſed in the Permit which ſhall have been granted for the Removal of ſuch Malt when unground into ſuch Maſh Tun or Kieve, above the Rate or beyond the Proportion of Six Barrels of ſuch ground or bruiſed Malt for every Five Barrels of ſuch unground Malt ſo permitted, and ſo in proportion for any greater or leſs Quantity, then and in every ſuch caſe all ſuch exceſs Quantity of ground or bruiſed Malt ſhall be forfeited, and may be ſeized by any Officer of Exciſe, and the Brewer in whoſe Maſh Tun or Kieve ſuch Exceſs ſhall be found ſhall forfeit the Sum of Twenty Pounds.

Penalty 20l.

Malt Grains not to be removed out of Maſh Tun, &c. in any Town till One Hour, or Two Hours in any other Place, after time ſpecified as herein mentioned.

VI. And be it further enacted, That it ſhall not be lawful to remove the Grains of any Malt out of the Maſh Tun or Kieve in any Brewery ſituate in any City or Town until after the Expiration of One Hour, nor in any Brewery ſituate in any other Place in *Ireland* until after the Expiration of Two Hours next after the time which ſhall be ſpecified, purſuant to the Proviſions of this Act, in the Requeſt Note or Requiſition and Permit for ſuch Malt, as the Hour when the Liquor or Worts ſhall be entirely drained off, in order that the

the Officer of Exciſe may examine and gauge the ſame in a drained State in ſuch Maſh Tun or Kieve; and all ſuch Grains ſhall be ſuffered during the Space of ſuch Hour or Two Hours reſpectively, or until ſuch time within the ſaid Hour or Two Hours reſpectively as the ſame ſhall be examined and gauged, to remain and ſhall be kept in ſuch Maſh Tun or Kieve in an undiſturbed State; and if the Grains of any Quantity of Malt which ſhall have been maſhed or brewed ſhall be removed out of the Maſh Tun or Kieve before the Expiration of ſuch One Hour or Two Hours reſpectively, unleſs the ſame ſhall be examined and gauged by the Officer, or if any Grains of any Malt, after the ſame ſhall have been maſhed or brewed, ſhall not be kept during the ſaid Hour or Two Hours reſpectively in an undiſturbed State, as hereinbefore directed, unleſs the ſame ſhall be ſo examined and gauged, then and in every ſuch caſe every ſuch Brewer ſhall forfeit the Sum of One hundred Pounds.

If removed before time mentioned, to be previouſly examined by Officer;

Penalty 100l.

VII. And be it further enacted, That whenever there ſhall be found in the Maſh Tun or Kieve of any Brewer the Grains of any Quantity of Malt after the ſame ſhall have been maſhed or brewed, and the Worts or Liquor drained off, and that the Quantity of ſuch Grains ſhall, by the Gauge thereof taken by any Officer of Exciſe in ſuch drained State, exceed the Quantity expreſſed in the Permit which ſhall have been granted for the Removal of ſuch Malt into ſuch Maſh Tun or Kieve, after making a Deduction in the Proportion of One Barrel for every Twenty five Barrels of the Quantity of unground Malt expreſſed in the Permit, then and in every ſuch caſe the ſaid Brewer ſhall forfeit the Sum of Twenty Pounds.

Grains found in Maſh Tun, &c. exceeding Quantity expreſſed in Permit, after Deduction herein mentioned,

Penalty 20l.

VIII. And be it further enacted, That from and after the paſſing of this Act it ſhall not be lawful for any Officer of Exciſe to grant any Permit for the Removal of any Malt, unleſs ſuch Permit ſhall expreſs the Quantity of Malt as unground, and not in a ground or bruiſed State.

Permit to expreſs Quantity of Malt as unground.

IX. And be it further enacted, That if any Malt ground or bruiſed, whether in a dry State or maſhing or maſhed, or if the Grains of any ground Malt after being maſhed ſhall be trodden, preſſed or otherwiſe forced together in the Maſh Tun or Kieve of any Brewer, or if any other Means or Contrivance ſhall be uſed ſo as to prevent a true and proper Gauge being taken thereof, then and in every ſuch caſe every ſuch Brewer ſhall for each and every ſuch Offence forfeit the Sum of Twenty Pounds.

Preſſing Malt together, or preventing proper Guage,

Penalty 20l.

X. And be it further enacted, That every Perſon who ſhall be licenſed as a Brewer in *Ireland* at the time of the Commencement of this Act, ſhall and is hereby required, within One Calendar Month next after the Commencement of this Act, to deliver or cauſe to be delivered, at the Exciſe Office of the Diſtrict in which the Brewery of ſuch Brewer ſhall be ſituate, an Account in Writing under his or her Hand, or under the Hand of ſome Perſon for whom ſuch Brewer ſhall be reſponſible, ſetting forth the true Length, Breadth, Depth and Area of each and every Maſh Tun or Kieve of ſuch Brewer, and the Number of Barrels of dry Malt ground which each ſuch Maſh Tun or Kieve is capable of maſhing or brewing; and in default of delivering ſuch Account, or cauſing ſuch Account to be delivered within the time aforeſaid, or if any falſe or untrue Account of any of the Particulars aforeſaid ſhall be delivered, every ſuch Brewer ſhall in every ſuch caſe forfeit the Sum of Twenty Pounds;

Brewers to deliver at Exciſe Office an Account of Dimenſions of Maſh Tuns, &c. Penalty.

and every Mash Tun or Kieve of which such Account shall not be so delivered, or of which any false or untrue Account shall be delivered, shall be forfeited, and may be seized by any Officer of Excise.

Before obtaining Licence, Brewer in making Entry to set forth Dimensions of Mash Tuns, &c.

XI. And be it further enacted, That before any Licence shall be granted to any Brewer at any time after the Commencement of this Act, every such Brewer shall, in the Entry or Registry which such Brewer is by Law required to make previous to obtaining a Licence, in addition to the Matters by Law directed to be inserted therein, set forth the true Length, Breadth, Depth and Area of each and every Mash Tun or Kieve belonging to such Brewer, and the Number of Barrels of dry Malt ground which each such Kieve is capable of mashing or brewing; and in default of setting forth such Particulars, or any and every of them in such Entry or Registry, such Licence shall not be granted to such Person; and if any of such Particulars shall be falsely or untruly stated or set forth in any such Entry or Registry, the Brewer by or on whose behalf the same shall have been made shall forfeit the Sum of Fifty Pounds for every such Offence; and every Mash Kieve, in the Entry or Registry whereof any of the Particulars aforesaid shall be falsely or untruly stated or set forth, shall be forfeited, and may be seized by any Officer of Excise.

Penalty 50*l.*

49 G. 3. c. 57. § 12.

XII. And be it further enacted, That so much of the said recited Act of the Forty ninth Year aforesaid as relates to any Brewer or other Person making or professing to make Ale, Beer, Porter or Small Beer, having in his or her Brewery, or in any Part of the Premises connected therewith, any raw or unmalted Corn ground or bruised, and also so much of an Act made in the Fifty third Year of His said Majesty's Reign, intituled *An Act to provide for the better Collection of the Duty on Malt made in* Ireland, as declares it unlawful for any Brewer to have in his or her Brewery, or in any Part of the Premises connected therewith, any raw or unmalted Corn or Grain ground or bruised, mixed or unmixed with any malted Corn or Grain; and also so much of an Act made in the Fifty fourth Year of His said Majesty's Reign, intituled *An Act to amend several Acts relating to the Revenues, matters and things under the Management of the Commissioners of Customs and Port Duties, and of the Commissioners of Inland Excise and Taxes in* Ireland, as declares it unlawful for any Brewer to have in his or her Brewery, or any Part of the Premises connected with his or her Brewery, any raw or unmalted Kiln dried Barley or Bere, mixed or unmixed with any other Corn or Grain malted or unmalted; and also so much of the said several Acts or any of them as imposes any Fine, Penalty or Forfeiture touching any of the Matters aforesaid, or as relates to the annulling of any Licence to any Brewer or other Person aforesaid, shall from and after the Commencement of this Act cease and determine, and shall be, and the same is and are hereby repealed, save and except so far as may concern the prosecuting, suing for, levying or collecting any Fine, Penalty or Forfeiture which shall or may be incurred under the said Acts or any of them on or before the Commencement of this Act; all which Suits, Matters and other Proceedings shall and may be proceeded in and had to all Intents and Purposes as if the said hereinbefore recited Provisions had not been repealed in manner aforesaid.

53 G. 3. c. 74. § 10.

and 54 G. 3. c. 120. § 8.

repealed.

XIII. And

XIII. And for the better preventing the Uſe of raw or unmalted Corn by Brewers in *Ireland*, be it further enacted, That it ſhall not be lawful for any Brewer to have in his or her Brewery, or in any Part of the Premiſes connected with ſuch Brewery, any raw or unmalted Corn or Grain whatſoever, either whole or unground or ground or bruiſed; and that all raw or unmalted Corn or Grain, whether whole or unground or ground or bruiſed, which ſhall be found in ſuch Brewery or Premiſes, and all malted Corn or Grain, whether whole or unground or ground or bruiſed, with which ſuch raw unmalted Corn or Grain may have been mixed, ſhall be forfeited, and may be ſeized by any Officer of Exciſe, together with all Sacks, Veſſels or Packages in which ſuch raw or unmalted Corn or Grain ſhall or may be contained, or in which ſuch raw or unmalted Corn or Grain, and the malted Corn or Grain with which ſuch raw or unmalted Corn or Grain may or ſhall have been mixed, ſhall or may be contained; and all Horſes or other Beaſts of Burthen, Carts, Drays and other Carriages, which ſhall be found conveying, drawing, bearing or carrying any ſuch Corn or Grain reſpectively, ſhall be forfeited, and may be ſeized by any Officer or Officers of Exciſe; and every ſuch Brewer ſhall for the Firſt Offence forfeit the Sum of Two hundred Pounds, and for the Second and every ſubſequent Offence the Sum of Five hundred Pounds.

Raw or unmalted Corn or Grain, &c. found in any Brewery forfeited, &c. together with Package, Horſes, &c.

Firſt Offence 200l. ſubſequent Offence 500l.

XIV. And be it further enacted, That ſo much of the ſaid recited Act of the Forty ninth Year of His preſent Majeſty's Reign as prohibits any Brewer or other Perſon in *Ireland* from uſing any Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Vitriol, Quaſſia, Coculus Indicus, Grains of Paradiſe, Guinea Pepper, Opium or any Ingredient whatſoever which ſhall poſſeſs any deleterious or unwholeſome Quality, in the making or brewing any Beer, Porter, Ale or Small Beer; and alſo as impoſes any Fine, Penalty or Forfeiture touching or concerning any of the Matters aforeſaid; and alſo ſo much of the ſaid Act as provides that nothing therein contained ſhall be conſtrued to prevent any Porter Brewer from uſing any Article known by the Name of Colouring, made or prepared from burnt Sugar only, and reduced to a bitter Liquid by the Infuſion of Water; and alſo ſo much of the ſaid Act as impoſes any Penalty or Forfeiture on any Brewer uſing in the brewing of any Beer, Porter, Ale or Small Beer, any Extract from Sugar not of the aforeſaid Deſcription, or any Colouring poſſeſſing any deleterious or unwholeſome Quality, ſhall from and after the Commencement of this Act be and the ſame is hereby repealed, ſave and except ſo far as may concern the proſecuting, ſuing for, levying or recovering any Fine, Penalty or Forfeiture which ſhall or may be incurred under the ſaid Act on or before Commencement of this Act; all which Suits, Matters and other Proceedings ſhall and may be proceeded on and had, to all Intents and Purpoſes as if the ſaid hereinbefore recited Proviſions had not been repealed in manner aforeſaid.

49 G. 3. c. 57. § 13.

repealed.

XV. And for the further preventing of the Uſe of raw or unmalted Corn, and of any deleterious or unwholeſome Ingredients by Brewers in *Ireland*, be it enacted, That from and after the Commencement of this Act no Licence ſhall be granted to any Perſon or Perſons in *Ireland* to brew Strong Beer, Porter or Ale, or Small Beer for Sale, unleſs ſuch Perſon or Perſons ſhall have firſt entered into a Bond to His Majeſty, His Heirs and Succeſſors, in the Sum of

No Licence granted to Brewer, unleſs he enters into Bond, conditioned not to uſe any raw or unmalted Corn in making Worts,

or receive or use any Preparation except Brown Malt, &c.

of Two hundred Pounds, with Two sufficient Sureties in the Sum of One hundred Pounds each, to be approved of by the Person empowered by Law to grant such Licence, conditioned that such Brewer or Brewers shall not use any raw or unmalted Corn in the brewing or making of any Worts, Beer, Ale or Porter, nor shall receive or take into or have in his, her or their Custody, Power or Possession, nor make or use or mix with or put into any Worts, Beer, Ale or Porter, nor shall receive or take into or have in his, her or their Custody, Power or Possession, nor make or use or mix with or put into any Worts, Beer, Ale or Porter for the Purpose of darkening the Colour of such Worts, Beer, Ale or Porter, any Liquor, Extract, Calx, or other Material or Preparation, other than Brown Malt ground or unground, as commonly used in brewing, nor shall receive or take into or have in his, her or their Custody, Power or Possession, or use or mix with or put into any Worts, Beer, Ale or Porter, any Sugar Water, Distillers' Spent Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Extract or Preparation of Sugar Water, Distillers' Spent Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Article or Preparation whatsoever, for or as a Substitute for Malt or Hops, or any Ingredient whatsoever which shall possess any deleterious or unwholesome Quality; and further conditioned that such Person or Persons shall not let out to Hire or lend any Brewhouse, Brewing Pan or Utensil for brewing or making any Worts, Beer, Ale or Porter, or suffer any Person to use the Brewhouse of such Person or Persons, or any Brewing Pan or Utensil for brewing therein.

No such Licence granted, unless the Party take and subscribe the following Affidavit.

XVI. And be it further enacted, That from and after the Commencement of this Act no Licence shall be granted to any Person or Persons in *Ireland* to brew Strong Beer, Porter or Ale, or Small Beer for Sale, unless and until the Person or Persons to whom or in whose behalf such Licence shall be required, or some one of them, being the acting Partner or Person concerned in the Brewery for which such Licence shall be required, shall sign and make an Affidavit, or (being a Quaker or Quakers) a solemn Affirmation before the Collector of Excise or other Officer in Charge of the Collection of the District in which such Brewery shall be situate, or before such other Officer or Person as the Commissioners of Inland Excise and Taxes, or any Three of them, shall appoint to administer the same; and every such Collector, Officer or other Person respectively, is hereby authorized and required to administer such Affidavit or Affirmation in the Form or to the Effect following; (that is to say,)

Form of Affidavit.

'I *A. B.* on whose behalf and for whose Use [together with *C. D. et cetera*, if there be Two or more Partners] a Licence is required to brew Strong Beer, Porter or Ale, or Small Beer for Sale [*as the case may be*], at in the County of [*or* City or Town, *as the case may be*] of do hereby solemnly swear [*or* affirm], That I will not directly or indirectly cause or permit or suffer, or be party or privy to the causing, permitting or suffering, any raw

'Corn

'Corn whatever, or any malted Corn which had not been duly 'charged with the Duty on Malt, or any Sugar Water, Diſtillers' 'Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, 'Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, 'Gentian, Callamus or Liquorice Root, or any Extract or Prepa- 'ration of Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, 'Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Pa- 'radiſe, Guinea Pepper, Opium, Gentian, Callamus or Liquorice 'Root, or any Article or Preparation whatever, for or as a Subſtitute 'for Malt or Hops, or any Ingredient whatever which ſhall poſſeſs 'any deleterious or unwholeſome Ingredient, to be uſed in the brew- 'ing or making of any Worts, Beer, Ale or Porter, or in the making 'or preparing any Liquor to imitate or to reſemble, or to be mixed 'with, or be uſed, ſold or diſpoſed of or delivered as or for Beer, 'Ale or Porter; and that I will not ſell, diſpoſe of, ſend or deliver, 'or cauſe to be ſold, diſpoſed of, ſent or delivered to any Perſon 'or Perſons whatſoever, as or for Beer, Ale or Porter, any Liquor 'made or prepared from any raw Corn, or from any malted Corn 'which had not been duly charged with the Duty on Malt, or in the 'making whereof any ſuch raw Corn or any malted Corn which had 'not been charged with the Duty on Malt, or any Sugar Water, 'Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, 'Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, 'Gentian, Callamus or Liquorice Root, or any other Ingredient what- 'ſoever which ſhall poſſeſs any deleterious or unwholeſome Quality, 'ſhall have been any way uſed; and that I will not cauſe, or permit 'or ſuffer, or be party or privy to the cauſing, permitting or ſuffer- 'ing, any raw or unmalted Corn ground or bruiſed, or any Sugar 'Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, 'Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pep- 'per, Opium, Gentian, Callamus, or Liquorice Root, to be brought 'into or kept in the ſaid Brewery or Premiſes connected therewith; 'and I do hereby alſo ſolemnly ſwear [*or* affirm] that no other Per- 'ſon or Perſons is or are concerned or engaged in the ſaid Brewery 'with me [except the ſaid *C. D. et cetera*] [*as the caſe may be*].

[So help me GOD.'

Bond and Affidavit to be in lieu of thoſe required by former Acts. In what caſes Licences void.

XVII. And be it further enacted, That the ſaid Bond, Affidavit or Affirmation reſpectively hereinbefore required and ſet forth, ſhall be in lieu and inſtead of any Bond, Affidavit, Oath or Affimation required by any former Act or Acts in force in *Ireland*, to be entered into or made by any Brewer in *Ireland*; and if any Licence to brew for Sale any Strong Beer, Porter, Ale or Small Beer, ſhall be granted to any Perſon or Perſons by or on whoſe behalf ſuch Affidavit, Oath or Affirmation ſhall not have been made, or if any Perſon or Perſons, other than ſuch as ſhall be ſpecified in ſuch Affidavit, Oath or Affirmation, ſhall be concerned or engaged as a Partner or Partners in the Brewery for which ſuch Licence ſhall be granted, ſuch Licence ſhall be forfeited, and ſhall be and become null and void.

Brewers uſing or receiving improper Mixtures, as herein ſpecified;

XVIII. And be it further enacted, That if any Brewer or Brewers of, or Dealer or Dealers in, or Retailer or Retailers of Beer, Ale or Porter in *Ireland*, ſhall at any time after the Commencement of this Act receive or take into, or have in his, her or their Cuſtody, Power or Poſſeſſion, or make or uſe or mix with or put into any Worts, Beer, Ale or Porter, any Liquor, Extract, Calx, or other Material

or

or Preparation, for the Purpoſe of darkening the Colour of Worts, Beer, Ale or Porter, other than Brown Malt, ground or unground, as commonly uſed in Brewing; or ſhall receive or take into or have in his, her or their Cuſtody, Power or Poſſeſſion, or uſe or mix with or put into any Worts, Beer, Ale or Porter, any Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Extract or Preparation of Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root; or ſhall receive or take into or have in his, her or their Cuſtody, Power or Poſſeſſion, or uſe or mix with or put into any Worts, Beer, Ale or Porter, any Article or Preparation whatſoever for or as a Subſtitute for Malt or Hops, or any Ingredient whatſoever which ſhall poſſeſs any deleterious or unwholeſome Quality; all ſuch Liquor, Extract, Calx, Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, Liquorice Root, Article, Preparation and Ingredient as aforeſaid, and alſo the ſaid Worts, Beer, Ale and Porter reſpectively, together with every Caſk or Veſſel or other Package containing the ſame, ſhall be forfeited, and may be ſeized by any Officer or Officers of Cuſtoms or Exciſe; and ſuch Brewer or Brewers, Dealer or Dealers in, or Retailer or Retailers of Beer, Ale or Porter, ſo offending as aforeſaid, ſhall for each and every ſuch Offence forfeit the Sum of Two hundred Pounds.

Penalty 200l.

Druggiſt, &c. vending to or on account of Brewers, &c. ſuch Mixtures as herein deſcribed;

XIX. And be it further enacted, That if any Druggiſt or Chymiſt, or Vender or Dealer in Drugs, or other Perſon or Perſons whatſoever in *Ireland*, ſhall at any time after the Commencement of this Act ſell or ſend or deliver, or cauſe or procure, permit or ſuffer to be ſold or ſent or delivered, to any Brewer or Brewers of Beer, Ale or Porter for Sale, or to any Dealer or Dealers in, or Retailer or Retailers of Beer, Ale or Porter, knowing him, her or them to be ſuch Brewer or Brewers, Dealer or Dealers, or Retailer or Retailers, or to be reputed ſo to be; or ſhall ſell or ſend or deliver, or cauſe or procure to be ſold or ſent or delivered to any other Perſon or Perſons, for or on account of, or in Truſt for, or for the Uſe of any ſuch Brewer or Brewers, or Dealer or Dealers, or Retailer or Retailers of Beer, Ale or Porter, any Liquor called or known by the Name or Deſcription of or ſold as Colouring, from whatever Material or Materials the ſame may have been made, or any other Material or Preparation other than unground Brown Malt, for the Purpoſe of darkening the Colour of Worts, Beer, Ale or Porter, or any Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Extract or Preparation of Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Article or Preparation to be uſed in Worts, Beer, Ale or Porter, for or as a Subſtitute for Malt or Hops reſpectively, or any Ingredient whatſoever which ſhall poſſeſs any deleterious or unwholeſome Quality; all ſuch Liquor called or known by the Name or Deſcription of or ſold as Colouring,

and every Material or Preparation for the Purpoſe aforeſaid, and every Liquor and Preparation to be uſed for or in the darkening the Colour of Worts, Beer, Ale or Porter, other than unground Brown Malt, and any Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, Liquorice Root, and any Extract or Preparation of Sugar Water, Diſtillers' Spent Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus and Liquorice Root, and any Article or Preparation to be uſed for or as a Subſtitute for Malt or Hops, ſhall be forfeited, and the ſame reſpectively ſhall and may be ſeized by any Officer or Officers of Cuſtoms or Exciſe; and the Druggiſt or Druggiſts, Vender or Venders of or Dealer or Dealers in Drugs, or Chymiſt or Chymiſts, or other Perſon or Perſons whatever ſo offending, ſhall for each and every ſuch Offence forfeit the Sum of Five hundred Pounds. Penalty 500l.

XX. And be it further enacted, That if any Officer of Exciſe or his Aſſiſtants ſhall be hindered, obſtructed or prevented by any Brewer, or by any Servant or Perſon acting in the Employment of ſuch Brewer, from guaging and taking an Account of any Maſh Tun or Kieve, or of any Malt or any Grains of any Malt, or from examining any Beer, Ale or Porter in the Brewery or Premiſes of ſuch Brewer, or from performing any Part of the Duty of ſuch Officer, in the Execution of this Act, or of any other Act or Acts in force in *Ireland* reſpecting Brewers, every ſuch Brewer for every ſuch Offence ſhall forfeit the Sum of Fifty Pounds. Obſtructing Officers;

XXI. And be it further enacted, That to every Store, Loft or other Place belonging to any Brewery, which Store, Loft or Place ſhall be uſed for keeping Malt, there ſhall be kept Stairs or Steps ſufficient to enable any Officer of Exciſe who ſhall enter ſuch Brewery at all times to have convenient and eaſy Acceſs to the ſeveral Lofts, Stores, Floors or other Places belonging to ſuch Brewery, and to every Maſh Tun or Kieve belonging to ſuch Brewery; and every ſuch Officer ſhall on Demand at ſuch Brewery be furniſhed with Lights ſufficient to enable him to view, gauge and take an Account of every Maſh Tun or Kieve, and of all Malt and Grains in ſuch Brewery, and to view and examine all Beer, Ale or Porter in ſuch Brewery, and in every Floor, Loft, Store or other Place therein; and for every Neglect or Default in either of the ſaid caſes ſuch Brewer ſhall forfeit the Sum of Twenty Pounds. Stores, &c. for keeping Malt to have Stairs, and Officer to be furniſhed with Lights to take an Account of Maſh Tun, &c. Penalty 20l.

XXII. And be it further enacted, That if any Brewer ſhall refuſe or neglect to furniſh any Officer of Exciſe, on Demand made by ſuch Officer, with a ſufficient Number of Perſons provided with Shovels or other ſufficient Inſtruments for levelling all Malt to be gauged by ſuch Officer, or ſhall neglect or refuſe to cauſe ſuch Perſons to level the ſame, or to leave ſufficient Head Room or Space between the Ceiling or Roof of any Store or Room and the Surface of the Malt therein, ſo as to enable ſuch Officer to take a correct Gauge thereof with Convenience, every ſuch Brewer ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds. Brewer to furniſh Officer with Perſons and Implements to level Malt, &c. Penalty 20l.

XXIII. And be it further enacted, That all Powers, Clauſes, Proviſions, Rules and Regulations contained in any Act or Acts relating to Brewers in force in *Ireland* at or immediately before the Commencement of this Act, and not expreſsly altered or repealed by this Act, Former Acts extended to this Act.

Act, shall be applied and put in Practice in the Execution of this Act as fully and effectually to all Intents and Purposes as if the said Clauses, Provisions, Rules and Regulations were repeated and re-enacted in this Act; and the said Acts and this Act shall be construed together as one Act, so far as the same are consistent and compatible with each other.

Corn making into Malt, and not having been put on the Kiln within 18 Days, charged with Duty.

XXIV. And be it further enacted, That in every case where it shall appear by the Stock Account kept by any Officer of Excise in Charge of the Malthouse of any Maltster or Maker of Malt in *Ireland*, that any Corn or Grain making into Malt shall not have been put on the Kiln within Eighteen Days from the Day mentioned in the Notice for the Wetting thereof, and entered in such Stock Account as the Day of the Wetting thereof, such Corn or Grain shall be considered as Malt; and the Maltster or Maker of Malt in whose Malthouse such Corn or Grain shall be found, shall be charged with Duty for the same after the Rate of One Bushel of Malt for every Bushel of such Corn or Grain, and such Maltster or Maker of Malt shall forfeit the Sum of Twenty Pounds.

Penalty 20*l*.

Recovery and Application of Penalties.

XXV. And be it further enacted, That all Fines, Penalties and Forfeitures under this Act shall be paid and payable in *British* Currency, and shall be sued for, recovered and applied in the same manner, and under such Powers and Authorities, and by such Ways and Methods, and according to such Rules and Directions, as are appointed, directed and expressed for the Recovery of any Penalties or Forfeitures in and by an Act made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, intituled *An Act for the settling the Excise or new Impost upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted*; or in and by an Act made in the Forty sixth Year of His present Majesty's Reign, intituled *An Act to provide for the better Execution of the several Acts relating to the Revenues, matters and things under the Management of the Commissioners of Customs and Port Duties, and of the Commissioners of Inland Excise and Taxes in* Ireland; or in and by any other Act or Acts in force in *Ireland*, relating to the Revenues of Customs and Excise, or either of them, as fully and effectually to all Intents and Purposes as if the same were herein expressed and enacted, with the like Remedy of Appeal to and for the Party or Parties aggrieved as in and by the said recited Act made in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, or any other Act or Acts as aforesaid, is provided.

Irish Act, 14 & 15 C. 2. 46 G. 3. c. 106.

Commencement of Act.

XXVI. And be it further enacted, That this Act shall commence and take Effect from and after the Fifth Day of *July* One thousand eight hundred and eighteen.

CAP. LXXIX.

An Act to amend an Act of the Fifty fourth Year of His present Majesty's Reign, for granting Duties on Auctions in *Ireland*. [5th *June* 1818.]

54 G. 3. c. 82. § 15.

'WHEREAS in and by an Act made in the Fifty fourth Year of His present Majesty's Reign, intituled *An Act to grant to His Majesty Duties upon Auctions in* Ireland, *in lieu of former Duties thereon, and to provide for the regulating and securing the Collection*

'*Collection of the said Duties, and to prevent Frauds therein*; certain Catalogues, Declarations, Accounts, Notices and Returns are required to be delivered by Auctioneers at the Office of the Examinator of Auction Duties in *Dublin*, and certain Oaths are required to be made before such Examinator, and such Examinator is authorized to administer such Oaths, and such Examinator is required to rectify Errors in the Amount of Duty chargeable on Auctioneers, and to make certain Allowances to the Owners of Estates or Effects put up to Sale by Auction, and certain other matters and things are required to be done by or at the Office of such Examinator; and it is expedient that so much of the said recited Act as relates to the said Examinator, or to the Duties of his Office, should be repealed:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Fifth Day of *July* One thousand eight hundred and eighteen, all Clauses, Powers, Provisoes, Rules, Regulations and Directions contained in the said recited Act, so far as the same relate to the Examinator of the Auction Duty or Duties, and all matters and things required by the said Act to be done by such Examinator, or by any Auctioneer or other Person with reference to such Examinator, or at the Office of such Examinator, shall be and the same are hereby repealed; and that from and after the said Fifth Day of *July* One thousand eight hundred and eighteen, all Acts, matters and things by the said Act authorized or required to be done by the said Examinator, or at the Office of the said Examinator in *Dublin*, shall be done by the several Collectors of Excise for the County of *Dublin*, and for the City of *Dublin*, within their several Jurisdictions, as the case may require, or at the Office of such Collectors, except where any other special Provision is made by this Act.

repealed, and the said matters to be performed by the Collectors of Excise.

II. And be it further enacted, That every Auctioneer within any Part of the District of the Metropolis of *Dublin*, or within Six Miles of the Castle of *Dublin*, shall and he is hereby required to deliver all and every Catalogue, Account and other Document of each and every Sale, intended to be held or which shall be held by him within any Part of the District of the Metropolis of *Dublin*, or in any Place within Six Miles of the Castle of *Dublin*, to the Collector of Excise for the City of *Dublin*, who shall be deemed and taken to all Intents and Purposes, with respect to such Sales, to be the Collector of the District within which such Sale shall be had or intended to be had, within the Meaning of the said recited Act and this Act, and every such Auctioneer shall pay the Duty on every such Sale to such Collector; and every Auctioneer in any other Part of the District of *Dublin*, not being within the District of the Metropolis of *Dublin*, or within Six Miles of the Castle of *Dublin*, shall and he is hereby required to deliver all and every Catalogue, Account and other Document of each and every Sale intended to be held or which shall be held by him in any Place within the District of the Excise Office of *Dublin*, not being within the District of the Metropolis of *Dublin*, or within Six Miles of the Castle of *Dublin*, to the Collector of Excise for the County of *Dublin*, who shall be deemed and taken to all Intents and Purposes, with respect to such Sales, to be the Collector of the District within which such Sale shall be had or be intended to be had, within

Regulations for delivering by Auctioneers, of Catalogues and Accounts of Sales to the Collector of Excise and paying the Duty.

within the Meaning of the ſaid recited Act and this Act, and every ſuch Auctioneer ſhall pay the Duty on every ſuch Sale to ſuch Collector.

Allowance to Owners buying their own Eſtates, &c.

III. And be it further enacted, That in all caſes where the real Owner of any Eſtate, Goods, Chattels or Effects put up to Sale by way of Auction in *Ireland* ſhall be the real Purchaſer by means of his own Bidding or the Bidding of any Perſon on his behalf or for his Uſe at ſuch Sale, then and in every ſuch caſe it ſhall and may be lawful for the Commiſſioners of Inland Exciſe and Taxes, on Proof thereof being made to the Satisfaction of them or any Three of them, to order an Allowance to be made to the Owner of ſuch Eſtate, Goods, Chattels or Effects of the Duties ariſing under any Act or Acts in force in *Ireland* upon ſuch Bidding or Sale.

Errors in Charge of Duty to be made known to Commiſſioners. Relief.

IV. And be it further enacted, That in caſe any Error ſhall be diſcovered in any Charge of Duty againſt any Auctioneer by charging ſuch Auctioneer with a greater Amount of Duty than ought to have been charged againſt ſuch Auctioneer it ſhall and may be lawful, for him to make his Complaint within Six Calendar Months next after the Error ſhall have been diſcovered to the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, who are hereby authorized and required to hear and determine ſuch Complaint, and upon Proof thereof to relieve the Party ſo complaining from ſo much of the Duty as ſhall appear to have been overcharged; and if ſuch Duty ſhall have been paid, it ſhall and may be lawful for the ſaid Commiſſioners to repay the ſame; and in caſe it ſhall be diſcovered that any Error has been committed by charging any Auctioneer with a leſs Amount of Duty than ought to have been charged, it ſhall and may be lawful for the Officer who ſhall have diſcovered ſuch Error, and he is hereby required, to rectify the ſame as ſpeedily as may be convenient, and to report the ſame to the ſaid Commiſſioners of Inland Exciſe and Taxes, who are hereby required to give Notice to ſuch Auctioneer of the Amount of the Deficiency of the Duty in conſequence of ſuch Error; and if ſuch Auctioneer ſhall not within One Calendar Month after ſuch Notice ſhew ſufficient Cauſe to ſuch Commiſſioners of Inland Exciſe and Taxes why he ſhould not be charged with and pay ſuch Deficiency, it ſhall and may be lawful for the ſaid Commiſſioners to order a Return to be made by ſuch Officer or by any other Officer to the Office of the Collector of Exciſe of the Diſtrict in which the erroneous Charge was returned, and the Duty ſpecified in the Return of ſuch Officer ſhall be a Surcharge on ſuch Auctioneer; and if ſuch Auctioneer ſhall not on Demand, or within Ten Days next after, pay the full Amount of ſuch Duties ſo ſurcharged, ſuch Auctioneer ſhall forfeit the Sum of Ten Pounds, together with a Sum equal to Double the Amount of the Duty which ſhall be ſo ſurcharged; provided that no ſuch Return ſhall be a Surcharge on any Auctioneer, unleſs it ſhall have been made, and the Amount demanded, within Six Calendar Months after the Diſcovery of the Error.

Auctioneers to be charged with any Deficiency of Duty when diſcovered.

Not paying the ſame on Notice, Penalty.

Proviſo.

Two Days' Notice of Sale to be delivered to Surveyor, &c. by Auctioneer, Penalty 20l.

V. And be it further enacted, That every Perſon who ſhall exerciſe the Trade or Buſineſs of an Auctioneer in *Ireland* ſhall, Two Days at the leaſt before the Commencement of any Sale by way of Auction, deliver or cauſe to be delivered to the Surveyor or Gauger of the Walk in which ſuch Sale is intended to be held, a written or printed Notice, ſigned by ſuch Auctioneer or by his known Clerk in his behalf, ſetting forth the particular Place where ſuch Sale is intended

tended to be held, and the Day and Hour when the ſame is to begin; and if any Auctioneer ſhall ſell or put up to Sale by way of Auction any Eſtate, Goods, Chattels or Effects, without having delivered or cauſed to have been delivered ſuch Notice as aforeſaid, every ſuch Auctioneer ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds.

Auctioneer ſelling Goods not diſtrained with Goods taken in Diſtreſs, &c.

VI. And be it further enacted, That if any Auctioneer who ſhall ſell by Auction any Goods diſtrained for Non Payment of Rent, ſhall at ſuch Auction ſell any Goods which were not ſo diſtrained for Rent, or ſhall ſell more of the Goods ſo diſtrained than ſhall be neceſſary to be ſold to diſcharge the Arrear of Rent for which the Diſtreſs had been made, together with the Coſts and Expences attending the Diſtreſs and Sale, ſuch Auctioneer ſhall forfeit for every ſuch Offence the Sum of Twenty Pounds.

Penalty 20l.

Commiſſioners may revoke Licences to Auctioneers committing certain Offences.

Selling by Auction after Licence revoked, Penalty 50l.

VII. And be it further enacted, That it ſhall and may be lawful for the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, or any Three of them, in their Diſcretion to revoke any Licence to any Perſon to ſell by Auction, in caſe ſuch Perſon ſo licenſed ſhall have committed any Fraud or Offence againſt the ſaid recited Act or this Act which ſhall ſubject ſuch Perſon to a Penalty of Twenty Pounds or upwards; and it ſhall and may alſo be lawful for the ſaid Commiſſioners or any Three of them to prohibit the iſſuing or granting a Licence to ſell by Auction to any Perſon who ſhall have been ſo convicted; and if any Perſon whoſe Licence ſhall have been ſo revoked, on whom a Notice ſhall have been ſerved of ſuch Licence being revoked, ſigned by ſuch Commiſſioners or any Three of them, ſhall vend, ſell or put up to Sale any Eſtate, Goods, Chattels or Effects by way of Auction, every ſuch Perſon ſhall for every ſuch Offence forfeit the Sum of Fifty Pounds.

Collector, &c. may diſtrain Goods of Auctioneer for Payment of Duty.

VIII. And be it further enacted, That in all caſes where any Duties payable by any Auctioneer on any Sale or Sales by Auction ſhall be unpaid at or after the time when ſuch Duties are by Law due and payable, it ſhall may be lawful for the Collector of Exciſe or other Officer in charge of the Collection of the Diſtrict in which ſuch Duties ſhall be charged and payable, by Warrant under his Hand Seal to empower any Perſon or Perſons to take and diſtrain all or any Goods or Chattels of any ſuch Auctioneer, and to cauſe the ſame to be ſold by public Auction, giving Six Days' previous Notice thereof, unleſs the ſame ſhall be redeemed before the Sale thereof, by Payment of the full Amount of the Duties ſo due, and the Expences incurred by ſuch Diſtreſs; and if after the Payment of all ſuch Duties and Arrears of Duties, together with the Coſts and Expences of ſuch diſtraining, taking and Sale, there ſhall be any Surplus of the Produce ariſing from the Sale of ſuch Diſtreſs, ſuch Surplus ſhall be forthwith tendered and paid to ſuch Auctioneer or his Repreſentatives.

Powers of former Acts for ſecuring the Duty on Auctions, extended to this Act.

IX. And be it further enacted, That all and every the Clauſes, Rules, Regulations, Proviſions, Penalties, Forfeitures and Modes of Recovery, provided, mentioned and contained in the ſaid recited Act of the Fifty fourth Year aforeſaid, or in any other Act or Acts in force in *Ireland* for ſecuring the Collection of the Duties on Auctions, ſhall be applied and put in practice in the Execution of this Act, as fully and effectually to all Intents and Purpoſes whatſoever, as if all the Clauſes, Rules, Regulations, Proviſions, Penalties and Forfeitures

Forfeitures contained in the ſaid Acts had been expreſsly repeated and re-enacted in this Act, except ſo far as the ſame are repealed or altered by this Act; and that the ſaid Acts and this Act ſhall be conſtrued together as One Act, to all Intents and Purpoſes whatſoever, ſo far as the ſame are compatible or conſiſtent with each other, and as the ſaid Acts are amended or altered by this Act.

Recovery and Application of Penalties.

X. And be it further enacted, That all and every the Fines, Penalties and Forfeitures inflicted by this Act, ſhall be paid according to the Amount thereof in *Britiſh* Currency, and ſhall and may be ſued for, recovered and applied in ſuch manner and Form, and by ſuch Ways and Means, and with ſuch Powers and Authorities, as are preſcribed, directed and appointed in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majeſty King *Charles* the Second, intituled *An Act for ſettling of the Exciſe or new Impoſt upon His Majeſty, His Heirs and Succeſſors, according to the Book of Rates therein inſerted*; or in and by an Act paſſed in the Forty ſixth Year of His preſent Majeſty's Reign, intituled *An Act to provide for the better Execution of the ſeveral Acts relating to the Revenues, matters and things under the Management of the Commiſſioners of Cuſtoms and Port Duties, and of the Commiſſioners of Inland Exciſe and Taxes in* Ireland; or in and by any other Act or Acts in force in *Ireland* relating to the ſaid Revenues, matters and things, or either of them, as fully and effectually to all Intents, Conſtructions and Purpoſes as if the ſame were particularly mentioned and expreſſed and re-enacted in this Act; with the like Remedy of Appeal to and for the Party and Parties who ſhall think him, her or themſelves aggrieved or injured, as in and by the ſaid Act or any of them is provided and enacted.

Iriſh Act, 14 & 15 C. 2.

46 G. 3. c. 106.

CAP. LXXX.

An Act to amend an Act paſſed in the Fifty ſeventh Year of His preſent Majeſty, for permitting the Transfer of Capital from certain Public Stocks or Funds in *Great Britain* to certain Public Stocks or Funds in *Ireland*. [5th *June* 1818.]

57 G. 3. c. 79.

'WHEREAS an Act was paſſed in the Fifty ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act to permit the Transfer of Capital from certain Public Stocks or Funds in* Great Britain *to certain Public Stocks or Funds in* Ireland: And Whereas by an Act paſſed in the preſent Seſſion of Parliament, intituled *An Act for raiſing the Sum of Three Millions by the Transfer of certain Three Pounds* per Centum *Annuities into other Annuities at the Rate of Three Pounds Ten Shillings* per Centum, *and for granting Annuities to diſcharge certain Exchequer Bills*, the Proviſions of the ſaid firſt recited Act are extended, and Three Pounds Ten Shillings *per Centum per Annum* Annuities transferrable at the Bank of *England* are thereby permitted to be transferred into the Three Pounds Ten Shillings *per Centum per Annum* Annuities and Debentures transferrable at the Bank of *Ireland*, according to the following Scale; that is to ſay, That every Perſon and Body Politic and Corporate transferring ſuch Annuities payable at the Bank of *England* ſhall be entitled, for every One hundred Pounds ſo transferred, to the Principal Sum of One

Ante, c. 23.

§ 12.

hundred

'hundred and eight Pounds Six Shillings and Eight pence in Annuities at the Rate of Three Pounds Ten Shillings *per Centum* 'payable at the Bank of *Ireland*; and the firſt Dividend to be paid 'at the Bank of *Ireland* ſhall be computed from the Fifth Day of '*April* or Tenth Day of *October* next preceding the Day on which 'the Transfer ſhall be made to the Commiſſioners for the Reduction 'of the National Debt at the Bank of *England*, and ſhall be paid 'on the Fifth Day of *January* or Fifth Day of *July* next ſucceeding 'the Day on which ſuch Annuities ſhall be written into the Books 'of the Bank of *Ireland*, in the Name or Names of the Party or 'Parties ſpecified in ſuch Certificate: And Whereas it is expedient 'to amend the ſaid firſt recited Act accordingly:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That at any time after the paſſing of this Act it ſhall and may be lawful for any Perſon or Perſons holding Stock in the Three Pounds *per Centum per Annum* Conſolidated Annuities, or in the Three Pounds Ten Shillings *per Centum per Annum* Annuities transferrable at the Bank of *England*, to transfer or cauſe to be transferred ſuch Stock or Annuities reſpectively for the Purpoſe of having correſponding Sums written in and conſolidated with and made Part of the Capital of Three Pounds and Ten Shillings *per Centum per Annum* Annuities and Debentures transferrable at the Bank of *Ireland*; and that it ſhall and may be lawful for any Perſon or Perſons holding Stock in the *Britiſh* Funds of Four *per Centum per Annum* Conſolidated Annuities transferrable at the Bank of *England*, or in the Five Pounds *per Centum per Annum* Annuities of the Year One thouſand ſeven hundred and ninety ſeven transferrable at the Bank of *England*, or in the *Iriſh* Five Pounds *per Centum per Annum* Annuities transferrable at the Bank of *England*, to transfer or cauſe to be transferred ſuch Stock or Annuities reſpectively for the Purpoſe of having correſponding Sums written in and conſolidated and made Part of the Capital of Five Pounds *per Centum per Annum* Annuities transferrable at the Bank of *Ireland*, and that all ſuch Transfers ſhall be made according to the Scale and on the Terms and Conditions contained in the ſaid recited Acts and this Act.

Perſons holding Stock in the Britiſh Funds may have, on the Transfer thereof, correſponding Stock transferrable at the Bank of Ireland.

II. And be it further enacted, That it ſhall and may be lawful for any Perſon or Perſons having or poſſeſſing any Stock in the ſeveral before mentioned Stocks, Funds or Annuities transferrable at the Bank of *England*, to apply in Writing to the Governor and Company of the Bank of *England*, or to cauſe Application to be made to the ſaid Governor and Company by ſome Perſon on his, her or their behalf, and which Application ſhall be according to ſuch Form as ſhall be eſtabliſhed by the ſaid Governor and Company, and ſhall be the ſame in all caſes, for Permiſſion to transfer or cauſe to be transferred ſuch Stocks, Funds or Annuities reſpectively, for the Purpoſe of having correſponding Sums written in and conſolidated with the ſeveral Stocks, Funds, Annuities or Debentures transferrable at the Bank of *Ireland* ſet forth in the ſaid recited Acts and this Act, as the caſe may require, according to the Proviſions of the ſaid recited Acts, except ſo far as the ſame ſhall be varied and altered by this preſent Act; and thereupon and upon ſuch

Application may be made to the Bank of England for Permiſſion to make ſuch Transfer, which ſhall be made to the Commiſſioners for the Reduction of the National Debt, whereupon a Certificate ſhall be granted directed to the Bank of Ireland.

Perſon or Perſons transferring or cauſing to be transferred ſuch Stocks, Funds or Annuities ſo transferrable at the Bank of *England*, into the Names of the Commiſſioners for the Reduction of the National Debt, for the Purpoſe of their cancelling and diſcharging the ſame from the National Debt in *Great Britain*, it ſhall and may be lawful for the Governor or Deputy Governor of the Bank of *England*, or for the Accountant General or Deputy Accountant of the ſaid Governor and Company, or for the Secretary or Deputy Secretary of the ſaid Governor and Company for the time being, and they are hereby reſpectively authorized and required, to grant a Certificate to the Perſon or Perſons making ſuch Transfer, or on whoſe behalf ſuch Transfer ſhall have been made, directed to the Governor and Company of the Bank of *Ireland*, and which Certificate ſhall be alſo according to a Form which ſhall be eſtabliſhed by the ſaid Governor and Company of the Bank of *England*, and ſhall be the ſame in all caſes; and ſuch Certificate ſhall ſtate that the Perſon or Perſons therein mentioned has or have transferred or cauſed to be transferred the Stock, Funds or Annuities therein deſcribed, to the Commiſſioners for the Reduction of the National Debt, for the Purpoſe of having correſponding Sums written in the Name of ſuch Perſon or Perſons, and conſolidated with ſuch Stock, Funds, Annuities or Debentures in *Ireland*, as the ſame are applicable to, deſcribing the ſame, and ſtating the Amount in ſuch *Iriſh* Stock, Funds, Annuities or Debentures reſpectively, to which ſuch Perſon or Perſons ſhall be ſo entitled in reſpect of ſuch Transfer, according to the Scale ſet forth in the ſaid recited Acts and this Act.

Form thereof.

Bank of England to give Notice of Transfer to Commiſſioners of National Debt.

III. And be it further enacted, That in every caſe where any Transfer ſhall be made as aforeſaid, the ſaid Governor and Company of the Bank of *England* ſhall cauſe Notice thereof to be given to the Commiſſioners for the Reduction of the National Debt at their Office on the ſame Day on which ſuch Transfer ſhall be made; and the ſaid Commiſſioners ſhall, upon the Receipt thereof, tranſmit the ſaid Notice to the Governor and Company of the Bank of *Ireland*.

'IV. And Whereas the Dividends on the Three Pounds and Ten 'Shillings *per Centum per Annum* Annuities transferrable at the 'Bank of *England* are payable on the Fifth Day of *April* and the 'Tenth Day of *October* in each Year, and the Dividends on the 'Three Pounds and Ten Shillings *per Centum per Annum* Annuities 'and Debentures payable at the Bank of *Ireland* are by the ſaid 'recited Act of the Fifty ſeventh Year made payable on the Fifth 'Day of *January* and the Fifth Day of *July* in each Year: And 'Whereas, in purſuance of the Proviſions of the ſaid recited Act of 'this preſent Seſſion of Parliament, the firſt Dividend to be paid 'at the Bank of *Ireland* upon any ſuch *Iriſh* Three Pounds and 'Ten Shillings Annuities and Debentures as ſhall be written into 'the Books of the Bank of *Ireland* in conſequence of the Transfer 'at the Bank of *England* of any Three Pounds and Ten Shillings '*per Centum* Annuities, is to be computed from the Fifth Day of '*April* or Tenth Day of *October* next preceding the Day on which 'the Transfer of any ſuch Annuities ſhall be made to the Com'miſſioners for Reduction of the National Debt at the Bank of '*England* for ſuch Purpoſe, and ſuch firſt Dividend is to be paid 'on the Fifth Day of *January* or Fifth Day of *July* next ſucceed-

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'ing the Day on which such Annuities shall be written into the 'Books of the Bank of *Ireland*; and it will thereby happen that in 'certain cases the Amount of such first Dividend issuable from the 'Exchequer in *Ireland*, and payable at the Bank of *Ireland* on such 'Irish Annuities and Debentures, will be Three fourths of a Year's 'Dividend; and that in certain other cases the Amount of such first 'Dividend will be only One fourth of a Year's Dividend: And 'Whereas, for facilitating the Sale of the Annuities and Deben'tures so transferred, and for consolidating the same with the 'Three Pounds Ten Shillings *per Centum* Annuities payable at the 'Bank of *Ireland*, it is expedient that Provision should be made 'that the Amount of such first Dividend payable to the Persons in 'whose Names such Three Pounds Ten Shillings *per Centum* An'nuities may be standing, should be equal in all cases to the Half 'Year's Dividend payable on any such *Irish* Annuities or Debentures 'standing in the Books of the Bank of *Ireland*:' Be it enacted, That whenever any of the said Three Pounds and Ten Shillings *per Centum per Annum* Annuities transferrable at the Bank of *England* shall be transferred for the Purposes aforesaid to the Commissioners for the Reduction of the National Debt at any time between the Fifth Day of *January* exclusive and the Fifth Day of *April* inclusive in any Year, or between the Fifth Day of *July* exclusive and the Tenth Day of *October* inclusive in any Year, it shall and may be lawful for the Governor and Company of the Bank of *Ireland*, and they are hereby authorized and empowered, to pay or cause to be paid to every Person or Persons, his, her or their respective Executors, Administrators or Assigns, who shall have made or caused to be made any such Transfer of Three Pounds Ten Shillings Annuities for the Purposes aforesaid, the Sum of Seventeen Shillings and Sixpence (being One fourth Part of a Year's Dividend) for every One hundred Pounds of Three Pounds Ten Shillings *per Centum* Annuities and Debentures which shall be written into the Books of the Bank of *Ireland* in pursuance of such Transfer; and such Payment of the said Sum of Seventeen Shillings and Sixpence shall be made at the time when such Annuities and Debentures shall be so written into the Books of the said Bank of *Ireland*; and in such case it shall be lawful for the said Governor and Company of the Bank of *Ireland* to retain to their own Use a like Sum of Seventeen Shillings and Sixpence for every such One hundred Pounds out of the Sum or Sums of Money which shall be issued out of the Exchequer of *Ireland* to the said Governor and Company, for the Payment of the Dividends on such Annuities or Debentures, on the first Dividend Day next succeeding such Transfer; and the said Governor and Company shall pay to such Person as shall be entitled to receive the Dividend becoming due on such Annuities and Debentures on such first Dividend Day the amount of One half Year's Dividend, and no more, in like manner as on all other such Annuities or Debentures standing in the Books of the said Governor and Company; and whenever any of the said Three Pounds and Ten Shillings *per Centum per Annum* Annuities transferrable at the Bank of *England* shall be transferred to the Commissioners for the Reduction of the National Debt, for the Purposes aforesaid, at any time between the Fifth Day of *April* exclusive and the Fifth Day of *July* inclusive in any Year, or between the Tenth Day of *October* exclusive and the

Regulations for Payment of the First Dividend on the 3l. 10s. per Cent. Annuities so transferred.

Fifth Day of *January* inclusive in any Year, the Person or Persons, his, her or their respective Executors, Administrators or Assigns, who shall have made or caused to be made any such Transfer, shall pay to the said Governor and Company of the Bank of *Ireland*, and the said Governor and Company are hereby authorized and empowered to receive, the Sum of Seventeen Shillings and Sixpence (being One fourth Part of a Year's Dividend) for every One hundred Pounds of the said Annuities and Debentures so written into the said Books of the Bank of *Ireland* in pursuance of such Transfer; and such Payment of the said Sum of Seventeen Shillings and Sixpence shall be made to the said Governor and Company of the Bank of *Ireland* at the time when such Annuities and Debentures shall be so written into the Books of the said Bank of *Ireland*; and the said Governor and Company shall and they are hereby authorized and required to pay to such Persons as shall be entitled to receive the Dividends becoming due on such Annuities or Debentures on the first Dividend Day next after such Transfer, the full Amount of One Half Year's Dividend, in like manner as on all other such Annuities or Debentures standing in the Books of the said Governor and Company.

CAP. LXXXI.

An Act for extending to that Part of the United Kingdom called *Ireland* certain Provisions of the Parliament of *Great Britain* in relation to Executors under the Age of Twenty one Years, and to Matrimonial Contracts. [5th *June* 1818.]

38 G. 3. c. 87. § 6. 26 G. 2. c. 33. § 13.

'WHEREAS by an Act made in the Parliament of *Great Britain* in the Thirty eighth Year of the Reign of His present Majesty, intituled *An Act for the Administration of Assets in cases where the Executor to whom Probate has been granted is out of the Realm*, it is amongst other things enacted, that where an Infant is sole Executor, Administration with the Will annexed shall be granted to the Guardian of such Infant, or to such other Person as the Court shall think fit, until such Infant shall have attained the full Age of Twenty one Years, at which Period, and not before, Probate of the Will shall be granted to him: And Whereas by a certain other Act made in the Parliament of *Great Britain*, in the Twenty sixth Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for the better preventing of Clandestine Marriages*, it is amongst other things enacted, that in no case whatsoever shall any Suit or Proceeding be had in any Ecclesiastical Court in order to compel a Celebration of any Marriage in *facie Ecclesiæ*, by reason of any Contract of Matrimony whatsoever, whether *per verba de presenti*, or *per verba de futuro*: And Whereas it is expedient to extend the aforesaid Provisions of the said in part recited Acts to that Part of the United Kingdom called *Ireland*;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That where an Infant is sole Executor, Administration with the Will annexed, in that Part of the United Kingdom called *Ireland*, shall be granted to the Guardian of such Infant, or to such other Person as the Spiritual Court there shall think fit, until such Infant shall have attained the full Age of

Where Infant sole Executor, Administration with Will annexed, to Guardian.

of Twenty one Years, at which Period, and not before, Probate of the Will shall be granted to him.

Administrator shall have the usual Powers.

II. And be it further enacted, That the Person to whom such Administration shall be granted shall have the same Powers vested in him as an Administrator now hath by reason of an Administration granted to him *durante minore ætate* of the next of Kin.

No Proceeding to compel a Celebration of Marriage in facie Ecclesiæ by reason of Contract.

III. And be it further enacted by the Authority aforesaid, That in no case whatsoever shall any Suit or Proceeding be had in any Ecclesiastical Court of that Part of the United Kingdom called *Ireland*, in order to compel a Celebration of any Marriage in *facie Ecclesiæ*, by reason of any Contract of Matrimony whatsoever, whether *per verba de presenti*, or *per verba de futuro*, which shall be entered into after the End and Expiration of Ten Days next after the passing of this Act; any Law or Usage to the contrary notwithstanding.

CAP. LXXXII.

An Act to prevent Frauds in the Sale of Grain in *Ireland*.

[5th *June* 1818.]

'WHEREAS divers Frauds are often practised by Persons in '*Ireland* selling or offering to Sale Wheat, Rye, Meslin, 'Peas, Beans, Barley, Bere, Oats, Shillin, Cutlings, Meal, Flour 'and Malt, by spoiling or adulterating the same, or Part thereof, or 'producing to the View of the intended Buyer a Species of such 'Corn, Grain, Malt, Meal or Flour, of a Quality superior to the 'Bulk of that so offered to Sale, in order by such Means to deceive 'and defraud the Buyer thereof, or the Person to whom the same 'shall be offered to Sale:' To prevent such injurious Practices, be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, if any Person or Persons in *Ireland* shall sell or offer to Sale any of the said Sorts of Corn, Grain, Malt, Meal or Flour, which shall in the whole or in part be spoiled or adulterated by wetting or mixing therewith any Sand, Gravel, Dirt, or rotten or damaged Corn, Grain, Malt, Meal or Flour, or grown or blighted Corn, or other kind of Stuff, or which shall not be in Quality of equal Goodness to that produced to the View of the intended Buyer or Buyers thereof, or shall use any other Fraud or Deceit therein, or in order to make such Corn, Grain, Malt, Meal or Flour appear heavier than it would have been without such Mixture, Fraud or Deceit, every Person, being lawfully convicted of any of the said Frauds or Deceits by the Oath of One credible Witness before any One Justice of the Peace or Magistrate in any City or Town Corporate in *Ireland* where such Offence shall be committed, or before any Two Justices of the Peace in any Place in *Ireland*, not being a City or Town Corporate, where such Offence shall be committed, shall for every such Offence forfeit all such Corn, Grain, Malt, Meal or Flour, One Half thereof to the Use of the Informer, and the other Half to the Use of the Poor of the Parish where such Offence shall have been committed, and also the Sum of Forty Shillings, to be levied by Distress and

Corn, &c. adulterated offered for Sale forfeited;

and Penalty 40s.

Sale of such Offender's Goods; One Moiety of which said Sum of Forty Shillings shall be to the Informer, and the other Moiety thereof to the Use of the Poor of the Parish as aforesaid.

CAP. LXXXIII.

An Act to amend and reduce into One Act the several Laws relating to the manner in which the *East India* Company are required to hire Ships. [5th *June* 1818.]

39 G. 3. c. 89.

'WHEREAS by an Act of Parliament passed in the Thirty ninth Year of the Reign of His present Majesty, intituled *An Act for regulating the manner in which the United Company of Merchants of* England *trading to the* East Indies, *shall hire and take up Ships for their regular Service;* and by another Act of

50 G. 3. c. 86.

Parliament, passed in the Fiftieth Year of the Reign of His said present Majesty, intituled *An Act to amend Two Acts passed in the Thirty ninth and Forty third Years of the Reign of His present Majesty, for regulating the manner in which the* East India *Company shall hire and take up Ships;* and by another Act of Parliament,

51 G. 3. c. 75.

passed in the Fifty first Year of the Reign of His said present Majesty, intituled *An Act for making further Provision for the Payment of Salaries and other Charges in the Office of the Commissioners for the Affairs of* India; *and for enabling the* East India *Company to restore to the Service of the said Company Military Officers removed therefrom by Sentences of Court Martial; and to authorize the said Company, in case of unforeseen Emergency, to take up Ships by private Contract;* various Provisions, regulating the manner in which the said United Company shall hire and take up Ships for their Service, are now in force: And Whereas it is expedient that the Laws relative to the manner of hiring Ships for the said United Company's Service should be amended, and reduced into One Act: And Whereas the Fluctuation of Prices of Naval Stores, and of other Articles incident to the Equipment of Ships in times immediately following the Termination of War, has been such as to render the Calculations upon which the Contracts for Peace Freight have from time to time been made, greatly erroneous and insufficient, and the Performance of such Contracts has in consequence thereof been found so injurious to the Contracting Parties, that the Court of Directors of the said United Company of Merchants of *England* trading to the *East Indies* have in Two Instances, *videlicet*, after the Termination of War in One thousand eight hundred and two, and after the Termination of War in One thousand eight hundred and fifteen, presented Petitions to the House of Commons, praying that Parliament would authorize and empower the said Company to make Allowances to the Owners of several Ships hired by them under the Provisions of the said Acts, over and above the Prices to which the said Owners were entitled by their Contracts; and Parliament has in the said Instances complied with the Prayer of the said Petitions: And Whereas it is highly inexpedient that the Revision and Alteration of Contracts by Authority of Parliament, on whatever Plea or Pretext, should grow into Precedent:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament

liament assembled, and by the Authority of the same, That the Whole of the said Acts made and passed in the Thirty ninth and Fiftieth Years of the Reign of His said present Majesty, and so much of the said Act made and passed in the Fifty first Year of the Reign of His said present Majesty as relates to the hiring of Ships by the said United Company, shall be and the same are hereby repealed: Provided always, that the Repeal of the said Acts shall in nowise be construed to affect any Contract or Agreement made or entered into under or in pursuance of any of the said Acts, but all such Contracts or Agreements shall be carried into Execution in the same manner as if this Act had not been made and passed.

39 G. 3. c. 89. 50 G. 3. c. 86. and 51 G. 3. c. 75. § 6. repealed.

II. And be it further enacted, That from and after the passing of this Act, the said United Company or their Court of Directors shall not hire or take up on Freight, for the Service of the said Company, any Ship or Ships other than such as shall be contracted for or hired in manner hereinafter mentioned; that is to say, that from time to time whenever the said United Company shall have occasion to contract for the Hire of any Ship or Ships to be built for their Service, the Court of Directors of the said United Company shall give Notice thereof by public Advertisement, and therein state the Burthen of the Ship or Ships wanted, the Dimensions or Scantlings of Timbers and Planks, Number of Guns, manner of building, providing, furnishing and storing such Ships, the time to be allowed for building (which shall be as long as reasonably may be), and other Particulars necessary to enable Persons to judge of the Expence thereof, and the proper Rate of Freight for such Ships respectively, or shall refer to printed Terms and Conditions to be delivered by their proper Officer; and the said Advertisement shall fix a time, not less than Four Weeks from the Publication thereof, for receiving Proposals in Writing, sealed up, for building and freighting the same to the said Company, such Proposals to specify the lowest Rates of Freight for each and every Voyage in time of Peace required for such Ships, for such Number of Voyages, not less than Six as the said Court of Directors shall see fit from time to time to fix, to and from *India* or *China*, or elsewhere, within the Limits of the Charter of the said United Company, to be employed in Trade and in Warfare or otherwise, as shall be thought proper by the said Company if the said Ships respectively shall so long be fit for the Company's Service; and that all the Tenders or Proposals which shall be made in pursuance of such Notices, shall be put into a Box locked and sealed, which shall not be opened except publicly in a Court of Directors, and the Contents of such Proposals respectively shall be entered in a Book, and the Proposals offering the lowest Peace Freight shall be accepted without Favour or Partiality, subject to the several Provisions in this Act contained; and in case more Ships than shall be wanted at the time of considering such Proposals shall be tendered to be built at the same low Freight, then the Court of Directors shall determine by Lot which of the said Proposals shall be accepted, and the same shall be accepted accordingly, subject to the several Provisions in this Act contained.

Regulations for hiring Ships for the Service of the Company.

'III. And Whereas it may happen that Ships which may have 'been built for the Service of the said United Company, and which 'have performed or completed, or hereafter may perform or com- 'plete, the Number of Voyages for which they have been or here-

'after may be contracted to ſerve the ſaid Company, may be in 'ſound and proper Condition to perform a further Voyage or further 'Voyages in the Service of the ſaid United Company;' Be it therefore further enacted, That it ſhall and may be lawful to and for the Court of Directors of the ſaid United Company, if they ſhall ſee fit, in the manner and according to the Proviſions herein contained, as to hiring Ships to be built for the Service of the ſaid Company, to advertiſe for Propoſals for any ſuch Ships which have performed and completed, or hereafter ſhall have performed and completed the Contracts by which they were built for the ſaid United Company, again to be tendered for the Service of the ſaid United Company; and that it ſhall and may be lawful to and for the ſaid Court of Directors again to hire and take up any ſuch Ship or Ships ſo tendered for the Service of the ſaid United Company, for an additional Voyage, or for ſuch Number of additional Voyages to and from *India* or *China* or elſewhere within the Limits of the Charter of the ſaid United Company, as the ſaid Court of Directors ſhall ſee fit, beyond and after the Performance of the Voyages for which any ſuch Ship or Ships reſpectively have been or ſhall be engaged by any prior Contract or Contracts to ſerve the ſaid Company; provided that all ſuch Ships ſhall be fit or ſhall be capable of being repaired and made fit to ſerve the ſaid Company for ſuch additional Voyage or Voyages: Provided always, that the Peace Freight and additional Allowance to be paid for any ſuch Ship or Ships to be taken up for any additional Voyage or Voyages ſhall not exceed the Rate of Peace Freight paid for ſuch Ships reſpectively under the laſt Contracts reſpectively by which they have been engaged in the Service of the ſaid United Company, together with ſuch additional Allowance as ſhe might eventually be entitled to under this Act, in reſpect of any Voyage for which ſhe might be afloat to proceed upon in time of Peace.

Court of Directors may again engage Ships for a limited Number of Voyages after the Expiration of their Contracts.

IV. And be it further enacted, That over and beſides the Peace Freight for Ships built or to be built and hired or to be hired for the Service of the ſaid United Company, the Court of Directors of the ſaid Company ſhall be at Liberty to make ſuch Allowances to the Owners of the ſaid Ships, from Voyage to Voyage, in reſpect of the additional Charges, if any, ariſing to the ſaid Owners in time of War or Hoſtilities, or of Preparations for War or Hoſtilities, as the ſaid Court of Directors ſhall think right and juſt.

Beſides Peace Freight, Allowance in reſpect of Charges ariſing to Owners in time of War.

V. And be it further enacted, That the Court of Directors of the ſaid United Company ſhall and they are hereby required to cauſe to be prepared, once in every Year, by the Maſter Attendant or other proper Officer or Officers of the ſaid United Company, Tables of the average current Prices for the time being of the Articles of building and outfit for Ships to be engaged in the Service of the ſaid United Company, and Tables of the probable total Coſt and Expence of ſuch Building and Outfit for the ſeveral Voyages for which any Ship or Ships ſhall have been contracted for or hired, diſtinguiſhing the probable Expence of each Voyage of Ships of the different Sizes actually engaged or which may be engaged in the Service of the ſaid Company; which Tables, when ſigned by the Maſter Attendant or other proper Officer or Officers of the ſaid United Company, and when approved and allowed by their Court of Directors, ſhall be fairly tranſcribed and ſigned by the Secretary

Tables of average current Prices of building and outfit for Ships, and of probable Expence for ſeveral Voyages for which any Ship ſhall have contracted, to be ſigned and hung up in the India Houſe.

or

or Assistant Secretary of the said Company, by Order of the said Court of Directors, and shall be left or hung up in some public Office in the *East India House*, for the Perusal and Inspection, at seasonable times and in a reasonable manner, of all Persons whom it may concern, with Liberty for them, at such times and in such manner as aforesaid, to make and take Copies and Extracts thereof; and the First of such Tables or Sets of Tables shall be made and completed within Four Months next after the passing of this Act, and afterwards such Tables or such Sets of Tables shall from time to time be made and completed between the First Day of *June* and the First Day of *October* in every Year.

After Conclusion of War, on any Ship coming afloat to proceed on Voyage, Court of Directors to cause Tables herein mentioned to be compared with other Tables, and on a certain result of such Comparison to make additional Allowance to Owners.

VI. And be it further enacted, That from and after the Conclusion of any War or Hostilities which may hereafter take place, when any Ship which now is or hereafter shall be in the Service of the said United Company, under or by virtue of any Contract made or entered into since the Twentieth Day of *November* One thousand eight hundred and fifteen, or hereafter to be made or entered into, shall come afloat, to proceed upon any Voyage in Execution of any such Contract in time of Peace, then the Court of Directors shall cause, as to all Ships now in the Service of the said United Company, the Tables or Sets of Tables first to be completed, approved and allowed after the passing of this Act, as hereinbefore mentioned; and as to all Ships which shall hereafter be contracted for in time of Peace, the Tables or Sets of Tables which shall have been completed, approved and allowed next immediately before such Ships shall have been respectively contracted for; and as to all Ships which hereafter shall be contracted for in time of War or Hostilities, or of Preparations for War or Hostilities, the Tables or Sets of Tables which shall have been completed, approved and allowed next immediately before the Commencement of such War or Hostilities, or of such Preparations for War or Hostilities, to be compared with the Tables or Sets of Tables which shall have been completed, approved and allowed next before such Ships shall come afloat in time of Peace to proceed on such Voyage; and if it shall appear on such Comparison that the probable Cost of the Outfit of such Ship for the Voyage on which such Ship shall be about to proceed, shall exceed the Amount estimated by the Tables or Sets of Tables with which such Comparison shall be made, as the probable Cost of Outfit of a Ship of the same or as nearly as may be of the same Size for a similar Voyage, by One tenth Part of such last mentioned Amount, then the Owners of such Ship shall be entitled for that Voyage to an additional Allowance, at a Rate which, calculated upon the chartered Tonnage of such Ship, shall be equal to such probable Excess, to be determined finally and conclusively by Order of the said Court of Directors: Provided always, that the Owner or Owners of such Ship shall have entered into an Agreement with the said Court of Directors, that if upon such Comparison as aforesaid the probable Cost of the Outfit of such Ship for such Voyage as aforesaid shall be found to fall below the Amount estimated by the Tables or Sets of Tables aforesaid by One tenth Part of such last mentioned Amount as aforesaid, then the said Court of Directors shall be at liberty to make an Abatement from the Freight to which such Ship would be entitled under its Contract, at a Rate which, calculated upon the chartered Tonnage of such Ship, shall be equal to such probable Diminution

In what case Abatement made.

of

of Coſt of Outfit; the ſaid Abatement to be in like manner determined finally and concluſively by the ſaid Court of Directors: Provided always, that the Owners of the ſeveral Ships which are already in the Service of the ſaid United Company under Contracts made ſince the Twentieth Day of *November* One thouſand eight hundred and fifteen, ſhall not be entitled to any ſuch additional Allowance, nor ſubject to any ſuch Abatement, until after a War or Hoſtilities ſhall have taken place and have been concluded: Provided alſo, that the Owners of Ships hereafter to be contracted for in time of Peace to enter into the Service of the ſaid United Company ſhall not be entitled to any ſuch Allowance, nor ſubject to any ſuch Abatement, in reſpect of any Voyage to be performed during the Continuance of the Peace in which the ſeveral Contracts for ſuch Ships ſhall have been entered into: Provided alſo, that ſuch Owners of Ships hereafter to be contracted for in time of War or Hoſtilities to enter into the Service of the ſaid United Company, as ſhall have entered into ſuch Agreement as before mentioned, ſhall be entitled to a Compariſon of the Coſts of their Outfits reſpectively, and to any eventual additional Allowance which may become due to them thereupon in reſpect of every Voyage which the ſaid Ships ſhall reſpectively come afloat to proceed upon in time of Peace: Provided always, that no additional Allowance ſhall be payable in time of Peace to the Owners of any Ship, under or by virtue of this Act, for any Voyage in reſpect of which the Owners of ſuch Ship ſhall be entitled, under or by virtue of this or any former Act, to any Payment in reſpect of any additional Charges ariſing in time of War or Hoſtilities, or of Preparations for War or Hoſtilities: Provided alſo, that any time when Owners of Ships ſhall not be ſo entitled to any Payment in reſpect of any additional Charges ariſing in time of War or Hoſtilities, or of Preparations for War or Hoſtilities, ſhall be deemed and conſidered a time of Peace within the Meaning of this Act: Provided always, that the additional Charges (if any) which may be incurred by reaſon of any Ship being built during a time of War or Hoſtilities, or of Preparations for War or Hoſtilities, ſhall and may be paid to the Owners of ſuch Ship, although ſhe may come afloat to proceed on her firſt Voyage in time of Peace.

In what caſes Abatements not made.

In what caſe Compariſon of Coſts of Outfit and eventual additional Allowance may be made.

In what caſe no additional Allowance.

What conſidered a time of Peace.

When additional Charges for War paid.

VII. And be it further enacted, That in caſes of unforeſeen Exigency, which cannot be anſwered conveniently by any Ship or a ſufficient Number of Ships in the Service of the ſaid Company, and which will not admit of Delay, it ſhall and may be lawful to and for the ſaid Court of Directors, or for any one of their ſeveral Governments abroad, to hire any Ship or Ships which can be procured to anſwer ſuch Exigency; provided that Public Notice ſhall be given by Advertiſement of the Ships and Tonnage wanted and the Service required, Fourteen Days at leaſt previous to the time appointed for taking up the ſame; and the Propoſals to be made in purſuance of ſuch Advertiſement ſhall be put into a Box locked and ſealed, which ſhall not be opened except publicly in a Court of Directors, or by the Governor and Council or Chief Agents of the ſaid Company at any Place within the Limits of the Charter of the ſaid Company where it ſhall be neceſſary to hire any ſuch Ship or Ships; and then the loweſt Tender or Tenders ſhall be accepted, without Favour or Partiality, if it or they ſhall be deemed reaſonable, and if upon a due Examination and Survey the Ship or Ships tendered

Court of Directors may on Notice take up ready built Ships for their Service, in caſe of unforeſeen Exigency.

dered shall appear in all respects fit for the Service required: Provided always, that the Engagement or Employment of such Ships shall not extend beyond the Duration of the particular Service for which they shall have been specifically hired.

Duration of such Engagements.

VIII. Provided also, and be it further enacted, That it shall and may be lawful to and for the Court of Directors of the said United Company, or their said Governments abroad, in cases of unforeseen and pressing Exigency, to hire and take up by private Contract, with or without advertising, any Ship or Ships whatsoever for any particular Purpose; provided that no such Ship shall be hired or taken up for more than One Voyage, and that the Reasons for taking up any such Ship or Ships at Home in less time than Fourteen Days as aforesaid after the Publication of an Advertisement, be stated in the Minutes of the said Court of Directors, and reported to the Court of Proprietors that shall next be holden after such hiring and taking up; and that the Reasons for taking up any such Ship or Ships abroad in less time than Fourteen Days after the Publication of an Advertisement as aforesaid, be stated in the Minutes of the Proceedings of the Government by which such Ship or Ships shall be taken up, and be communicated to the Court of Directors as soon as conveniently may be afterwards.

In cases of unforeseen Exigency, Ships may be taken up for One Voyage only by private Contract.

IX. Provided always, and be it further enacted, That it shall and may be lawful to and for the said Court of Directors of the said United Company to hire and take up by private Contract, without advertising, any Ship or Ships engaged or to be engaged in His Majesty's Transport or other Service to carry Convicts or Stores to *New South Wales*, the *Cape of Good Hope*, or *Ceylon*, or elsewhere within the Limits of the Charter of the said United Company, for the Purpose of bringing Cargoes from *China* or *India*, at such Rate of Freight and Demurrage as they shall judge to be reasonable, so as no such Ship shall be hired or taken up for more than One Voyage.

Ships as herein mentioned may be hired by private Contract, for Voyages from China or India.

X. Provided always, and be it further enacted, That it shall and may be lawful to and for the Court of Directors of the said United Company, if they shall see fit, in the manner and according to the Provisions herein contained as to hiring Ships to be built for the Service of the said Company, to advertise for, hire and take up for Trade and Warfare and any other Service, or for Trade only, or any specific Service, as the said Court of Directors shall see fit, any Ship or Ships, whether built expressly for the Service of the said United Company or any other Service, and whether new Ships or Ships which shall have been then before employed in any Service whatsoever, so as the registered Measurement of such Ships shall not be more than Eight hundred Tons, for One Voyage, or for a Voyage out or a Voyage home, as the said Court shall think proper, to and from, or to or from any Ports or Places, Port or Place whatsoever, within the Limits of the said Company's Charter, except the Dominions of the Emperor of *China*.

Ships herein mentioned of a certain limited Measurement may be employed for a Voyage out or home, to any Place except China.

XI. Provided also, and be it further enacted, That nothing in this Act contained shall authorize the Employment by the said Company of any Vessel, the registered Measurement of which Vessel shall be under the Burthen prescribed by an Act of the Fifty third Year of the Reign of His present Majesty, intituled *An Act for continuing in the* East India *Company or a further Term the Possession of the* British *Territories in* India, *together with certain exclusive Privileges;*

But not to authorise the Employment of any Ship under the Measurement prescribed by 53 G. 3. c. 155.

Privileges; for eſtabliſhing further Regulations for the Government of the ſaid Territories, and the better Adminiſtration of Juſtice within the ſame; and for regulating the Trade to and from the Places within the Limits of the ſaid Company's Charter; or which may be preſcribed by any Act hereafter to be paſſed for Veſſels carrying on Trade between the United Kingdom and the Places within the Limits of the *Eaſt India* Company's Charter.

Proviſo for building a Ship in room of one loſt.

XII. Provided alſo, and be it further enacted, That in caſe any Ship which now is, or which ſince the Twentieth Day of *November* One thouſand eight hundred and fifteen hath been, or which hereafter ſhall be engaged in the Service of the ſaid United Company, under a Contract to ſerve the ſaid Company for Six Voyages, hath been or ſhall be loſt or captured before the Completion of her Fifth Voyage, if upon a full Inveſtigation of the Circumſtances of ſuch Loſs by the ſaid Court of Directors, or ſome Committee thereof, the Commander and Owners of ſuch Ship ſhall be fully acquitted from all Imputation of Neglect or Miſconduct in reſpect of ſuch Loſs, in the Opinion of Eighteen Directors at leaſt, at a Court ſpecially aſſembled for the Purpoſe of taking the ſaid Commander's and the Owner's Conduct into Conſideration: Provided always, that ſuch Vote or Reſolution of the Court of Directors ſhall be reported to a General Court of Proprietors, and after ſuch Report ſuch Vote or Reſolution of the ſaid Court of Directors ſhall be confirmed, by way of Ballot, by Three Parts in Four of the Proprietors aſſembled in General Court ſpecially convened for that Purpoſe, whereof Eight Days' previous Notice of the Time and Purpoſe of ſuch Meeting ſhall be given in the *London Gazette*; then if ſuch Commander ſhall be then living, or if he ſhall be dead, then if the Chief Officer of the ſaid Ship ſhall be living (having already performed One Voyage at leaſt as Chief or Second Officer), and ſhould have exerted himſelf honourably for the Defence and Safety of the loſt Ship, either in Fight or Diſtreſs at Sea, and ſhall be acquitted in manner hereinbefore mentioned from all Imputation of Neglect or Miſconduct in reſpect of ſuch Loſs, and ſuch Acquittal ſhall alſo be confirmed in manner hereinbefore mentioned, from all Imputation of Neglect or Miſconduct in reſpect of ſuch Loſs, and ſuch Acquittal ſhall alſo be confirmed in manner hereinbefore mentioned, then it ſhall and may be lawful for the ſaid Court of Directors, on behalf of the ſaid United Company, to enter into an Agreement with the Owners of ſuch Ship ſo loſt, or their Repreſentatives; or if ſuch Owners or their Repreſentatives ſhould omit or decline, for the Space of Three Calendar Months after the ſaid Vote of Acquittal, to enter into ſuch Agreement, then it ſhall be lawful for the ſaid Court of Directors, on behalf of the ſaid United Company, to enter into an Agreement with any Perſon or Perſons of ſufficient Reſponſibility, and able to give reaſonable Security, who ſhall be nominated in Writing under the Hand of the Commander of ſuch loſt Ship, if ſuch Commander ſhall be living and able to ſerve, and if not, then with any Perſon or Perſons of ſufficient Reſponſibility, and able to give reaſonable Security, who ſhall be nominated in Writing under the Hand of the Chief Officer of ſuch loſt Ship, if he ſhall be living and able to ſerve, to build another Ship of ſuch Size as the ſaid United Company ſhall have Occaſion for, to be employed by them for Six or more Voyages, as ſhall be agreed by the ſaid Court of Directors,

A ſpecial Court aſſembled.

Proceedings.

ors, at the loweſt Rate of Peace Freight, with the Benefit or ſuch other Allowances as are provided or permitted by this Act to be paid, which ſhall be payable in reſpect of the Ship of a ſimilar Size, or as near as may be of a ſimilar Size, to the Ship about to be built, which ſhall have been contracted for, for Six Voyages at leaſt, laſt before the Contract for the Ship inſtead of ſuch loſt Ship ſhall be entered into: Provided always, that ſuch Ship ſo to be built inſtead of ſuch loſt Ship ſhall be commanded in the firſt Inſtance by the Captain of the loſt Ship, if he ſhall be living and able to ſerve, and failing of him, by the ſaid Chief Officer of the loſt Ship, if he ſhall be living and able to ſerve; and unleſs either the Commander or Chief Officer of the loſt Ship ſhall be living and able to ſerve, when the Contract for building a Ship inſtead of the loſt Ship ſhall be entered into, it ſhall not be lawful for the ſaid United Company or their Court of Directors to enter into any Agreement for building a Ship inſtead of ſuch loſt Ship, otherwiſe than by Public Competition as hereinbefore mentioned.

Command to be given to the Captain of the loſt Ship, &c.

XIII. Provided alſo, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend to oblige the ſaid Court of Directors, or any of the Governments of the ſaid Company abroad upon any Occaſion, to accept any Tender or Tenders, Propoſal or Propoſals, which they ſhall deem to be unreaſonable, and for the Performance of which reaſonable Security ſhall not be given; or to enter into any Agreement on any ſuch Propoſal, although ſuch Tender or Tenders, Propoſal or Propoſals may be the loweſt and moſt advantageous which may be offered; nor ſhall this Act or any thing herein contained extend or be conſtrued to extend to veſt in the Owner or Owners of any Ship or Ships, or any Perſon or Perſons, making or offering any Tender or Tenders, Propoſal or Propoſals, any Right or Pretenſion which ſuch Owner or Owners, Perſon or Perſons, would not have had if the ſeveral Proviſions hereby repealed or this Act had not been paſſed.

Court of Directors not obliged to enter into any unreaſonable Contract, &c.

XIV. Provided alſo, That nothing herein contained ſhall extend or be conſtrued to extend in anywiſe to relate to any of the Ships or Veſſels belonging to or employed in the Marine War Eſtabliſhment of the ſaid United Company in the *Eaſt Indies*; but it ſhall and may be lawful to and for the ſaid United Company and their Court of Directors, and Servants abroad, to hire, take up and employ Veſſels for thoſe Purpoſes only, in ſuch manner as they ſhall ſee fit; nor ſhall this Act extend or be any ways deemed in any way to prevent the ſaid United Company or their Court of Directors, or any of their Officers or Servants, from cauſing any Goods to be loaded and carried on their Account on board any private Ship or Veſſel, though not chartered to or in the Service of the ſaid United Company.

Proviſo for Veſſels belonging to War Marine Eſtabliſhments in India; and for Company conſigning Goods by private Ships.

XV. Provided alſo, and be it further enacted, That all and every and ſo much and ſuch Parts of the Bye Laws, Rules and Regulations of the ſaid United Company and of their Court of Directors, now in force, and hereafter to be made, any way relating to Shipping Concerns of the ſaid Company, and to the Commanders and Officers in their Service, which are not or ſhall not be inconſiſtent with or repugnant to the Proviſions hereby enacted, ſhall remain and be of the ſame Validity, Force and Effect, and ſhall be obſerved in like manner to all Intents and Purpoſes, as the ſame Bye Law, Rules and Regulations, or ſuch Parts thereof as aforeſaid, would have been in force, and

Company's Bye Laws, where not inconſiſtent with this Act, to remain in force.

and ought to have been observed, if this Act had not been made, or to restrain the said Company from repealing or making any Bye Laws, so as they shall not be inconsistent with the Provisions herein contained; this Act or any thing herein contained to the contrary thereof in any wise notwithstanding.

57 G. 3. c. 120.

'XVI. And Whereas an Act was passed in the last Session of Parliament, intituled *An Act to authorize the Court of Directors of the East India Company to make extraordinary Allowances in certain cases to the Owners of certain Ships in the Service of the said Company:* And Whereas certain Ships now in the Service of the said United Company, called *The Herefordshire*, *Atlas*, *Bridgewater*, *General Harris*, *Vansittart*, and *General Kyd*, were excluded from the Benefit of the said Act, because the Losses to which the Owers of the said Ships had been subjected did not arise out of Contracts framed in strict Conformity to the said Act of the Thirty ninth of *George* the Third: And Whereas the said Contracts, so far as they differed from Contracts framed in strict Conformity with the said Act of the Thirty ninth Year of His Majesty's Reign, were framed on Principles nearly approximating to those which are laid down in the present Act for the Government of all future Contracts for hiring Ships by the *East India* Company; and it is fair and reasonable that some additional Allowances should now be made to the Owners of the said six Ships, in respect of the Voyages performed by them under the said Contracts since the Termination of the War, or still remaining to be so performed:' Be it therefore enacted, That after the passing of this Act it shall and may be lawful for the said Court of Directors to make such Allowances to the Owner or Owners of each of the said Ships, in respect of any Voyages performed since the Twentieth of *November* One thousand eight hundred and fifteen, or remaining to be performed under their aforesaid Contracts, as the said Court of Directors would have been empowered to make to the Owner or Owners of such Ship, if the Name of such Ship had been included in the said Act of the last Session of Parliament.

Court of Directors empowered to make Allowances to certain Ships excluded from the Benefit of the recited Act.

CAP. LXXXIV.

An Act to remove Doubts as to the Validity of certain Marriages had and solemnized within the *British* Territories in *India*. [5th *June* 1818.]

'WHEREAS Doubts have arisen concerning the Validity of Marriages which have been had and solemnized within the *British* Territories in *India*, by Ordained Ministers of the Church of *Scotland* as by Law established: And Whereas it is expedient that such Doubts should be quieted, and that the Law respecting such Marriages should be declared for the future;' Be it declared and enacted; and it is hereby declared and enacted, by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all Marriages heretofore had and solemnized, or which shall be had and solemnized within the said Territories in *India*, before the Thirty first Day of *December* now next ensuing, by Ordained Ministers of the Church of *Scotland* as by Law established, shall be, and

Marriages solemnized in India before 31st December by Ministers of the Church of Scotland to be of the same Force as if solemnized by Clergymen of the Church of England; and

and shall be adjudged, esteemed and taken to have been, and to be, of the same and no other Force and Effect as if such Marriages had been had and solemnized by Clergymen of the Church of *England*, according to the Rites and Ceremonies of the Church of *England*; and that from and after the said Thirty first Day of *December* now next ensuing, all Marriages between Persons, both or one of such Persons being Members or Member of or holding Communion with the Church of *Scotland*, and making a Declaration to the Effect hereinafter mentioned, which Marriages shall be had and solemnized within the *British* Territories in *India*, by Ordained Ministers of the Church of *Scotland* as by Law established, and appointed by the United Company of Merchants of *England* trading to the *East Indies* to officiate as Chaplains within the said Territories, shall be, and shall be adjudged, esteemed and taken to be, of the same and no other Force and Effect as if such Marriages were had and solemnized by Clergymen of the Church of *England* according to the Rites and Ceremonies of the Church of *England*: Provided always, that from and after the said Thirty first Day of *December*, no such Marriage as aforesaid shall be had and solemnized, till both or one of such Persons, as the case may be, shall have signed a Declaration in Writing, in Duplicate, stating that they, or he or she, as the case may be, are or is Members or Member of or holding Communion with the Church of *Scotland* by Law established.

after that Period, Marriages between Persons one or both of the Church of Scotland by Ministers of that Communion, and appointed by E. I. Company, valid.

II. And be it further enacted, That the Minister by whom such Marriage shall be solemnized, shall, immediately upon the Solemnization thereof, certify such Marriage by a Writing under his Hand in Duplicate, subjoined to or indorsed upon the Declaration in Duplicate hereinbefore mentioned, specifying in such Certificate the Names and Descriptions of the Parties between whom and of the Witnesses in whose Presence the said Marriage has been had and solemnized, and the time and Place of the Celebration of the same; and such Certificate in Duplicate shall be also signed forthwith by the Parties entering into such Marriage, and by the Witnesses to the same; and the Minister officiating shall deliver One Duplicate of such Declaration and Certificate to the Persons married, or to One of them, and shall transmit the other Duplicate of such Declaration and Certificate to the Chief Secretary of Government at the Presidency within which such Marriage shall have been had and solemnized.

Declaration by Parties. Minister to certify Marriage; and deliver Duplicate of Certificate signed by Parties to Party, and transmit another to Secretary of Presidency.

CAP. LXXXV.

An Act to carry into Execution a Convention made between His Majesty and the King of *Portugal*, for the preventing Traffic in Slaves. [5th *June* 1818.]

'WHEREAS an additional Convention to a Treaty of the 'Twenty second of *January* One thousand eight hundred 'and fifteen, was made between His Majesty and His most Faithful 'Majesty the King of *Portugal*, for the Purpose of preventing illicit 'Traffic in Slaves, and signed at *London* on the Twenty eighth Day 'of *July* One thousand eight hundred and seventeen: And Whereas 'it was, in the first Article of the said Convention, declared to be 'the Object of the said Convention, to prevent the respective Sub-

Convention, dated Jan. 22. 1815, recited.

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'jects of His Majesty and His most Faithful Majesty, from carrying 'on an illicit Slave Trade; and it was also thereby declared, that 'every Traffic in Slaves carried on under the following Circum- 'stances, should be considered as illicit; First, either by *British* Ships 'and under the *British* Flag, or for the Account of *British* Sub- 'jects by any Vessel or under any Flag whatsoever; Second, by '*Portuguese* Vessels in any of the Harbours or Roads of the Coast 'of *Africa*, which are prohibited by the First Article of the 'Treaty of the Twenty second of *January* One thousand eight 'hundred and fifteen; Third, under the *Portuguese* or *British* 'Flag, for the Account of the Subjects of any other Govern- 'ment; Fourth, by *Portuguese* Vessels bound for any Port not in 'the Dominions of His most Faithful Majesty: And Whereas it 'was by the Second Article of the said Convention declared and 'agreed, that the Territories in which the Traffic in Slaves continues 'to be permitted under the Treaty of the Twenty second of *Janu-* 'ary One thousand eight hundred and fifteen, to the Subjects of 'His most Faithful Majesty, are the following; First, the Terri- 'tories possessed by the Crown of *Portugal* upon the Coast of '*Africa* to the South of the Equator, that is to say, upon the 'Eastern Coast of *Africa*, the Territory lying between *Cape Del-* 'gado and the Bay of *Lourenco Marques*, and upon the Western 'Coast, all that which is situated from the Eighth to the Eighteenth 'Degree of South Latitude; Second, those Territories on the Coast 'of *Africa* to the South of the Equator, over which His most Faith- 'ful Majesty has declared that he has retained his Rights, namely, 'the Territories of *Molembo* and *Cabinda* upon the Western Coast 'of *Africa*, from the Fifth Degree Twelve Minutes to the Eighth 'Degree South Latitude: And Whereas by the Third Article of 'the said Convention, His most Faithful Majesty engaged, within 'the Space of Two Months after the Exchange of the Ratifications 'of the said Convention, to promulgate in his Capital and in the 'other Parts of his Dominions, as soon as possible, a Law which 'should prescribe the Punishment of any of His Subjects who may 'in future participate in an illicit Traffic of Slaves, and at the 'same time to renew the Prohibition which already exists, to import 'Slaves into the *Brazils*, under any Flag other than that of *Por-* 'tugal; and His most Faithful Majesty also engaged to assimilate, 'as much as possible, the Legislation of *Portugal*, in this respect, 'to that of *Great Britain*: And Whereas it was, by the Fourth 'Article of the said Convention, declared and agreed, that every '*Portuguese* Vessel which should be destined for the Slave Trade 'on any Point of the *African* Coast where the Traffic in Slaves 'should still continue to be lawful, must be provided with a Royal 'Passport, conformable to the Model annexed to the said Conven- 'tion, and which Model formed an integral Part of the same, and 'that every such Passport must be written in the *Portuguese* Lan- 'guage, with an authentic Translation in *English* annexed thereto, 'and must be signed, for all those Vessels sailing from the Port of '*Rio Janeiro* by the Minister of Marine, and for all other Vessels 'which may be intended for the said Traffic, and which may sail 'from any other Ports of the *Brazils*, or from any other of the 'Dominions of His most Faithful Majesty, not in *Europe*, the 'Passports must be signed by the Governor in Chief of the Captaincy

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'to which the Port belongs, and as to those Vessels which may 'proceed from the Ports of *Portugal* must be signed by the Secre- 'tary of the Government for the Marine Department: And 'Whereas it was declared and agreed, by the Fifth Article of 'the said Convention, that the Ships of War of the respective Royal 'Navies of His Majesty and His most Faithful Majesty, which 'shall be provided with special Instructions for that Purpose, as 'hereinafter provided, may visit such Merchant Vessels of the Two 'Nations as may be suspected, upon reasonable Grounds, of having 'Slaves on board acquired by an illicit Traffic; and in the Event 'only of their actually finding Slaves on board may detain and 'bring away such Vessels, in order that they may be brought to 'Trial before the Tribunals established for that Purpose, as spe- 'cified in the said Convention; provided that the Commanders of 'the Ships of War of the Two Royal Navies, who shall be em- 'ployed on this Service, shall adhere strictly to the exact Tenor 'of the Instructions which they shall have received for that Pur- 'pose; and that as the said Article is entirely reciprocal, the Two 'High Contracting Parties engaged in the said Article mutually to 'make good any Losses which their respective Subjects may incur 'unjustly, by the arbitrary and illegal Detention of their Vessels, 'and that this Indemnity shall invariably be borne by the Govern- 'ment whose Cruizer shall have been guilty of the arbitrary De- 'tention; provided that the Visit and Detention of Slave Ships 'specified in the said Article, shall only be effected by those *British* 'or *Portuguese* Vessels which may form Part of the Two Royal 'Navies, and by those only of such Vessels which are provided with 'the special Instructions annexed to the said Convention: And 'Whereas it was declared and decreed by the Sixth Article of the 'said Convention, that no *British* or *Portuguese* Cruizer shall detain 'any Slave Ship not having Slaves actually on board; and in order 'to render lawful the Detention of any Ship, whether *British* or '*Portuguese*, the Slaves found on board such Vessel must have been 'brought there for the express Purpose of the Traffic, and those on 'board *Portuguese* Ships must have been taken from that Part of the 'Coast of *Africa* where the Slave Trade was prohibited by the 'Treaty of the Twenty second of *January* One thousand eight 'hundred and fifteen: And Whereas it was declared and agreed, 'by the Seventh Article of the said Convention, that all Ships of 'War of the Two Nations which shall hereafter be destined to pre- 'vent the illicit Traffic in Slaves, shall be furnished by their own 'Government with a Copy of the Instructions annexed to the said 'Convention, and which shall be considered as an integral Part 'thereof, and that such Instructions shall be written in *Portuguese* 'and *English*, and signed for the Vessels of each of the Two 'Powers, by the Minister of their respective Marine, with a Re- 'servation of the Faculty of altering the said Instructions, in Whole 'or in Part, according to Circumstances; it being however well 'understood, that the said Alterations cannot take place but by 'common Agreement, and by the Consent of the Two High Con- 'tracting Parties: And Whereas it was, by the Eighth Article of 'the said Convention agreed, that in order to bring to Adjudication 'with the least Delay and Inconvenience, the Vessels which may be 'detained for having been engaged in an illicit Traffic in Slaves,

'there ſhall be eſtabliſhed, within the Space of a Year at furtheſt 'from the Exchange of the Ratifications of the ſaid Convention, 'Two mixed Commiſſions, formed of an equal Number of Indi- 'viduals of the Two Nations, named for the Purpoſe by their 'reſpective Sovereigns; and that thoſe Commiſſions ſhall reſide, one 'in a Poſſeſſion belonging to His Majeſty, the other within the 'Territories of His moſt Faithful Majeſty; and that the Two 'Governments, at the Period of the Exchange of the Ratifications 'of the ſaid Convention, ſhould declare, each for its own Dominions, 'in what Places the Commiſſions ſhall reſpectively reſide, each of 'the Two High Contracting Parties reſerving to itſelf the Right 'of changing at its Pleaſure the Place of Reſidence of the Com- 'miſſion held within its own Dominions; provided however that one 'of the Two Commiſſions ſhall always be held upon the Coaſt of '*Africa*, and the other in the *Brazils*; and that theſe Commiſſions 'ſhall judge the Cauſes ſubmitted to them, without Appeal, and 'according to the Regulations and Inſtructions annexed to the ſaid 'Convention, of which they ſhall be conſidered as an integral Part: 'And Whereas by the Ninth Article of the ſaid Convention, His '*Britannic* Majeſty, in conformity with the Stipulations of the 'Treaty of the Twenty ſecond of *January* One thouſand eight 'hundred and fifteen, engaged to grant, in the manner hereinafter 'explained, ſufficient Indemnification to all the Proprietors of *Por- 'tugueſe* Veſſels and Cargoes captured by *Britiſh* Cruizers, between 'the Firſt Day of *June* One thouſand eight hundred and fourteen, 'and the Period at which the Two Commiſſioners pointed out in 'the Eighth Article of the ſaid Convention ſhall aſſemble at their 'reſpective Poſts; and His Majeſty and His moſt Faithful Majeſty 'did agree, that all Claims of the Nature before mentioned ſhall be 'received and liquidated by a mixed Commiſſion to be held at '*London*, and which ſhall conſiſt of an equal Number of the Indivi- 'duals of the Two Nations, named by their reſpective Sovereigns, 'and upon the ſame Principles ſtipulated by the Eighth Article of 'the ſaid Convention, and by the other Acts which form an integral 'Part of the ſame; and that the aforeſaid Commiſſioners ſhall com- 'mence their Functions Six Months after the Ratification of the 'ſaid Convention, or ſooner if poſſible: And Whereas it was alſo by 'the ſaid Convention agreed, that the Proprietors of Veſſels captured 'by the *Britiſh* Cruizers, cannot claim Compenſation for a larger 'Number of Slaves than that which according to the exiſting Laws 'of *Portugal* they were permitted to tranſport according to the Rate 'of Tonnage of the captured Veſſel; and that every *Portugueſe* 'Veſſel captured with Slaves on board for the Traffic, which ſhall be 'proved to have been embarked within the Territories of the Coaſt of '*Africa* ſituated to the North of Cape *Palmas*, and not belonging 'to the Crown of *Portugal*, as well as all *Portugueſe* Veſſels captured 'with Slaves on board for the Traffic, Six Months after the Ex- 'change of the Ratifications of the Treaty of the Twenty ſecond 'of *January* One thouſand eight hundred and fifteen, and on which 'it can be proved that the aforeſaid Slaves were embarked in the 'Roadſteads of the Coaſt of *Africa*, ſituated to the North of the 'Equator, ſhall not be entitled to claim any Indemnification: And 'Whereas by the Tenth Article of the ſaid Convention, His Majeſty 'engaged to pay, within the Space of a Year at furtheſt from the

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'Decision of each case, to the Individual having a just Claim to the 'same, the Sums which shall be granted to them by the Commissioners 'described in the preceding Articles of the said Convention: And 'Whereas by the Eleventh Article of the said Convention, His 'Majesty engaged to pay the Three hundred thousand Pounds 'Sterling of Indemnification, stipulated by the Convention of the 'Twenty first of *January* One thousand eight hundred and fifteen, in 'favour of the Proprietors of *Portuguese* Vessels captured by *British* 'Cruizers up to the Period of the First of *June* One thousand eight 'hundred and fourteen, in the manner following; *videlicet*, the First 'Payment of One hundred and fifty thousand Pounds Sterling, Six 'Months after the Exchange of the Ratifications of the Convention 'recited by this Act, and that the remaining One hundred and fifty 'thousand Pounds Sterling, as well as the Interest at Five *per* 'Centum due upon the total Sum, from the Day of the Exchange 'of the Ratifications of the Convention of the Twenty first of 'January One thousand eight hundred and fifteen, should be paid 'Nine Months after the Exchange of the Ratifications of the Con-'vention recited by this Act; and that the Interest due shall be 'payable up to the Day of the last Payment; and that all the 'aforesaid Payments shall be made in *London*, to the Minister of 'His most Faithful Majesty at the Court of His Majesty, or to the 'Persons whom His most Faithful Majesty shall think proper to 'authorize for that Purpose: And Whereas it was by the Twelfth 'Article of the said Convention declared, that certain Acts or In-'struments annexed to the said Convention should form an integral 'Part thereof, and which were as follows; that is to say, First, a 'Form of Passport for the *Portuguese* Merchant Ships destined for 'the lawful Traffic in Slaves; Secondly, Instructions for the Ships 'of War of both Nations destined to prevent the illicit Traffic in 'Slaves; Thirdly, Regulation for the mixed Commissions which are 'to hold their Sittings on the Coast of *Africa*, at the *Brazils*, and 'in *London*: And Whereas the said Instructions before secondly 'referred to, and made an integral Part of the said Convention, did, 'in the First Article thereof, provide that every *British* or *Portuguese* 'Ship of War shall have a Right to visit the Merchant Ships of either 'of the Two Powers actually engaged or suspected to be engaged 'in the Slave Trade; and should any Slaves be found on board, 'according to the Tenor of the Sixth Article of the aforesaid 'Additional Convention, and as to what regards the *Portuguese* 'Vessels, should there be Ground to suspect that the said Slaves have 'been embarked on a Part of the Coast of *Africa* where the Traffic 'in Slaves can no longer be legally carried on, in consequence of the 'Stipulations in force between the Two High Contracting Powers, 'in these cases alone the Commander of the said Ship of War may 'detain them, and having detained them, he is to bring them as 'soon as possible for Judgment before that of the Two mixed Com-'missions appointed by the Eighth Article of the Convention which 'shall be nearest, or which the Commander of the capturing Ship 'shall, upon his own Responsibility, think he can soonest reach from 'the Spot where the Slave Ship shall have been detained; and that 'Ships on board of which no Slaves shall be found, intended for the 'Purposes of Traffic, shall not be detained on any Account or Pre-'tence whatever; and that Negro Servants or Sailors that may be

'found on board the ſaid Veſſels cannot in any caſe be deemed a 'ſufficient Cauſe for Detention: And Whereas it was by the Second 'Article of the ſaid Inſtructions provided, that no Merchantman 'or Slave Ship can on any Account or Pretence whatever be viſited 'or detained, whilſt in the Port or Roadſtead belonging to either 'of the Two High Contracting Powers, or within Cannon Shot of 'the Batteries on Shore; but in caſe ſuſpicious Veſſels ſhould be 'found ſo circumſtanced, proper Repreſentations may be addreſſed 'to the Authorities of the Country, requeſting them to take effectual 'Meaſures for preventing ſuch Abuſes: And Whereas it was alſo 'provided, in the Third Article of the ſaid Inſtruction, in conſe-'quence of the immenſe Extent of the Shores of *Africa* to the North 'of the Equator, along which this Commerce continues prohibited, 'and the Facility thereby afforded for illicit Traffic, on Points where 'either the total Abſence or at leaſt the Diſtance of lawful Autho-'rities bar ready Acceſs to thoſe Authorities; in order to prevent it, 'and for the more readily attaining the ſalutary End that His Majeſty 'and His moſt Faithful Majeſty did actually grant to each other the 'Power, without Prejudice to the Rights of Sovereignty, to viſit 'and detain, as if on the High Seas, any Veſſel having Slaves on 'board, even within Cannot Shot of the Shore of their reſpective 'Territories on the Continent of *Africa* to the North of the Equator, 'in caſe of there being no local Authorities to whom Recourſe might 'be had, as has been ſtated in the preceding Article; and that in 'ſuch caſe, Veſſels ſo viſited may be brought before the mixed Com-'miſſioners in the Form preſcribed in the Firſt Article of the ſaid 'Inſtructions; and it was alſo by the Fourth Article of the In-'ſtructions provided, that no *Portugueſe* Merchantman or Slave Ship 'ſhall, on any Pretence whatever, be detained, which ſhall be found 'any where near the Land or on the High Seas South of the 'Equator, unleſs after a Chace that ſhall have commenced North 'of the Equator; and by the Fifth Article of the ſaid Inſtructions, 'that *Portugueſe* Veſſels furniſhed with a regular Paſſport, having 'Slaves on board, ſhipped at thoſe Parts of the Coaſt of *Africa* 'where the Trade is permitted to *Portugueſe* Subjects, and which 'ſhall afterwards be found North of the Equator, ſhall not be 'detained by the Ships of War of the Two Nations, though furniſhed 'with the preſent Inſtructions, provided the ſame can account for 'their Courſe, either in conformity with the Practice of the *Portu-'gueſe* Navigation, by ſteering ſome Degrees to the Northward in 'ſearch of fair Winds, or for other legitimate Cauſes, ſuch as the 'Dangers of the Sea, duly proved; or laſtly, in the caſe of their 'Paſſports proving that they were bound for a *Portugueſe* Port 'not within the Continent of *Africa*; provided always, that with 'regard to all Slave Ships detained to the North of the Equator, 'the Proof of the Legality of the Voyage is to be furniſhed by 'the Veſſel ſo detained; on the other Hand, with reſpect to Slave 'Ships detained to the South of the Equator, in conformity with 'the Stipulations of the preceding Article, the Proof of the Illegality 'of the Voyage is to be exhibited by the Captor; it is in like manner 'ſtipulated, that the Number of Slaves found on board a Slave Ship 'by the Cruizers, even ſhould the Number not agree with that con-'tained in their Paſſport, ſhall not be a ſufficient Reaſon to juſtify 'the Detention of the Ship, but the Captain and the Proprietors

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shall be denounced in the *Portuguese* Tribunals in the *Brazils*, in order to their being punished according to the Laws of the Country: And Whereas it was by the Sixth Article of the said Instructions provided, that every *Portuguese* Vessel intended to be employed in the legal Traffic in Slaves, in conformity with the Principles laid down in the said Convention, shall be commanded by a Native *Portuguese*, and Two thirds at least of the Crew shall likewise be *Portuguese*; provided always, that its *Portuguese* or Foreign Construction shall in no wise affect its Nationalty, and that the Negro Sailors shall always be reckoned as *Portuguese*, provided they belong as Slaves to Subjects of the Crown of *Portugal*, or that they have been enfranchised in the Dominions of His most Faithful Majesty: And Whereas it was also, by the Seventh Article of the said Instructions, provided, that whenever a Ship of War shall meet a Merchant Vessel liable to be searched, it shall be done in the most mild manner, and with every Attention which is due between Allied and Friendly Nations; and in no case shall the Search be made by an Officer holding a Rank inferior to that of Lieutenant in the Navy; and by the Eighth Article of the said Instructions, that the Ships of War which may detain Slave Ships, in pursuance of the Principles laid down in the said Instructions, shall leave on board all the Cargo of Negroes untouched, as well as the Captain, and a Part at least of the Crew of the Slave Ship; and that the Captain shall draw up in Writing an authentic Declaration, which shall exhibit the State in which he found the detained Ship, and the Changes which may have taken place in it; and that he shall deliver to the Captain of the Slave Ship a signed Certificate of the Papers seized on board the said Vessel, as well as of the Number of Slaves found on board at the Moment of Detention; and that the Negroes shall not be disembarked till after the Vessels which contain them shall be arrived at the Place where the Legality of the Capture is to be tried by one of the Two mixed Commissions, in order that in the Event of their not being adjudged legal Prize, the Loss of the Proprietors may be more easily repaired, but that if urgent Motives, deduced from the Length of the Voyage, the State of Health of the Negroes, or other Causes, require that they shall be disembarked entirely or in Part, before the Vessel can arrive at the Place of the Residence of One of the said Commissions, the Commander of the capturing Ship may take on himself the Responsibility of such Disembarkation, provided that the Necessity be stated in a Certificate in proper Form; and it was by the Ninth Article of the said Instructions provided, that in Conveyance of Slaves from one Port of the *Brazils* to another, or from the Continent or Islands of *Africa* to the Possessions of *Portugal* out of *America*, shall take place as Objects of Commerce, except in Ships provided with Passports from the *Portuguese* Government *ad hoc*: And Whereas also it was by the said Regulations for the mixed Commissions which were to be established according to the Stipulations of the said Convention, and which Regulations were declared to be an integral Part of the said Convention, provided, in the First Article of the said Regulations, that the mixed Commissions to be established by the said Convention upon the Coast of *Africa* and in the *Brazils*, are appointed to decide upon the Legality of the Detention of such Slave Vessels as the Cruizers of

'both Nations shall detain, in pursuance of the said Convention, for 'carrying on an illicit Commerce in Slaves; and that the above men- 'tioned Commissions shall judge, without Appeal, according to the 'Letter and Spirit of the Treaty of the Twenty second of '*January* One thousand eight hundred and fifteen, and of the said 'Additional Convention to the said Treaty, signed at *London* on the 'Twenty eighth Day of *July* One thousand eight hundred and seven- 'teen, and recited in this Act, that the Commissions shall give Sen- 'tence as summarily as possible, and they are required to decide '(as far as they shall find it practicable) within the Space of 'Twenty Days, to be dated from that on which every detained 'Vessel shall have been brought into the Port where they shall reside; 'first, upon the Legality of the Capture; secondly, in the case in 'which the captured Vessel shall have been liberated, as to the In- 'demnification which she is to receive; and it is thereby provided 'that in all cases the final Sentence shall not be delayed on account of 'the Absence of Witnesses, or for Want of other Proofs, beyond 'the Period of Two Months, except upon the Application of any 'of the Parties interested, when, upon their giving satisfactory Se- 'curity to charge themselves with the Expence and Risks of the 'Delay, the Commissioners may, at their Discretion, grant an addi- 'tional Delay, not exceeding Four Months; and it was by the 'Second Article of the said Regulations provided, that each of the 'above mentioned mixed Commissions, which are to reside on the 'Coast of *Africa* and in the *Brazils*, shall be composed in the 'following manner; the Two High Contracting Parties shall each 'of them name a Commissary Judge and a Commissioner of Arbi- 'tration, who shall be authorized to hear and to decide, without 'Appeal, all cases of Capture of Slave Vessels which, in pursuance 'of the Stipulation of the Additional Convention of this date, may 'be laid before them; and that all the essential Parts of the Pro- 'ceedings carried on before these mixed Commissions shall be written 'down in the Language of the Country in which the Commission 'may reside; and the Commissary Judges, and the Commissioners 'of Arbitration, shall make Oath, in Presence of the Principal 'Magistrate of the Place in which the Commission may reside, to 'judge fairly and faithfully, to have no Preference either for the 'Claimants or the Captors, and to act in all their Decisions in 'pursuance of the Stipulations of the Treaty of the Twenty second 'of *January* One thousand eight hundred and fifteen, and of the 'Additional Convention to the said Treaty recited in this Act; 'and that there shall be attached to each Commission a Secretary 'or Registrar appointed by the Sovereign of the Country in which 'the Commissions may reside, who shall register all its Acts, and 'who, previous to taking Charge of his Post, shall make Oath, in 'Presence of at least One of the Commissary Judges, to conduct 'himself with Respect for their Authority, and to act with Fidelity 'in all the Affairs which may belong to his Charge; and it was also 'provided in the Third Article of the Regulations, that the Form 'of the Process shall be as follows: The Commissary Judges of the 'Two Nations shall in the First Place proceed to the Examination of 'the Papers of the Vessel, and to receive the Depositions on Oath of 'the Captain and Two or Three at least of the principal Individuals 'on board of the detained Vessel, as well as the Declaration on

'Oath

'Oath of the Captor, ſhould it appear neceſſary, in order to be able 'to judge and to pronounce if the ſaid Veſſel has been juſtly detained 'or not, according to the Stipulations of the ſaid Additional Con- 'vention recited in this Act, and in order that according to this 'Judgment it may be condemned or liberated; and in the Event 'of the Two Commiſſary Judges not agreeing on the Sentence they 'ought to pronounce, whether as to the Legality of the Detention, 'or the Indemnification to be allowed, or on any other Queſtion 'which might reſult from the Stipulations of the ſaid Convention, 'they ſhall draw by Lot the Name of One of the Two Commiſſioners 'of Arbitration, who, after having conſidered the Documents of the 'Proceſs, ſhall conſult with the above mentioned Commiſſary 'Judges on the caſe in queſtion, and the final Sentence ſhall be 'pronounced conformably in the Opinion of the Majority of the 'above mentioned Commiſſary Judges, and of the above mentioned 'Commiſſioner of Arbitration: And it was alſo provided by the 'Fourth Article of the ſaid Regulations, that as often as the Cargo 'of Slaves found on board of a *Portugueſe* Slave Ship ſhall have been 'embarked on any Point whatever of the Coaſt of *Africa* where the 'Slave Trade continues lawful to the Subjects of the Crown of '*Portugal*, ſuch Slave Ship ſhall not be detained on Pretext that the 'above mentioned Slaves ſhall have been brought originally by Land 'from any other Part whatever of the Continent; and it was alſo in 'the Fifth Article of the ſaid Regulations provided, that in the 'authenticated Declaration which the Captors ſhall make before the 'Commiſſion, as well as in the Certificate of the Papers ſeized, 'which ſhall be delivered to the Captain of the captured Veſſel at 'the time of the Detention, the above mentioned Captor ſhall be 'bound to declare his Name, the Name of his Veſſel, as well as the 'Latitude and Longitude of the Place where the Detention ſhall 'have taken place, and the Number of Slaves found living on board 'of the Slave Ship at the time of the Detention; and it was alſo 'provided, in the Sixth Article of the ſaid Regulations, that as ſoon 'as Sentence ſhall have been paſſed, the detained Veſſel, if liberated, 'and what remains of the Cargo, ſhall be reſtored to the Proprie- 'tors, who may before the ſame Commiſſion claim a Valuation of the 'Damages which they may have a Right to demand, the Captor 'himſelf, and in his Default his Government, ſhall remain reſpon- 'ſible for the above mentioned Damages; and that the Two High 'Contracting Powers did bind themſelves to defray, within the 'Term of a Year from the Date of the Sentence, the Indemnifi- 'cations which may be granted by the above named Commiſſion, 'it being underſtood that theſe Indemnifications ſhall be at the Ex- 'pence of the Power of which the Captor ſhall be a Subject; and 'by the Seventh Article of the ſaid Regulations, that in caſe of the 'Condemnation of a Veſſel for an unlawful Voyage, ſhe ſhall be 'declared lawful Prize, as well as her Cargo, of whatever Deſcription 'it may be, with the Exception of the Slaves who may be on board 'as Objects of Commerce; and the ſaid Veſſel, as well as her 'Cargo, ſhall be ſold by Public Sale, for the Profit of the Two 'Governments; and as to the Slaves, they ſhall receive from the 'mixed Commiſſion a Certificate of Emancipation, and ſhall be deli- 'vered over to the Government on whoſe Territory the Commiſſion 'which ſhall have ſo judged them ſhall be eſtabliſhed, to be employed

'as Servants or Free Labourers, with Guarantee by each of the 'Two Governments reſpectively, the Liberty of ſuch Portion of 'theſe Individuals as ſhall be reſpectively conſigned to it; and it was 'alſo provided by the Eighth Article of the ſaid Regulations, that 'every Claim for Compenſation of Loſſes occaſioned to Ships ſuſ-'pected of carrying on an illicit Trade in Slaves, not condemned as 'lawful Prize by the mixed Commiſſions, ſhall be alſo heard and 'judged by the above named Commiſſions, in the Form provided by 'the Third Article of the ſaid Regulations hereinbefore recited; and 'in all caſes wherein Reſtitution ſhall be ſo decreed, the Commiſſion 'ſhall award to the Claimant or Claimants, or his or their lawful 'Attorney or Attornies, for his or their Uſe, a juſt and complete 'Indemnification, firſt, for all Coſts of Suit, and for all Loſſes and 'Damages which the Claimant or Claimants may have actually 'ſuſtained by ſuch Capture and Detention, that is to ſay, in the 'caſe of total Loſs, the Claimant or Claimants ſhall be indemnified, 'firſt, for the Ship, her Tackle, Apparel and Stores; ſecondly, for 'all Freight due and payable; thirdly, for the Value of the Cargo 'of Merchandize, if any; fourthly, for the Slaves on board at the 'time of Detention, according to the computed Value of ſuch Slaves 'at the Place of Deſtination, deducting therefrom the uſual fair 'average Mortality for the unexpired Period of the regular Voyage, 'deducting alſo for all Charges and Expences payable upon the 'Sale of ſuch Cargoes, including Commiſſion of Sale when payable 'at ſuch Port; and fifthly, for all other regular Charges in ſuch 'caſes of total Loſs; and in all other caſes not of total Loſs, the 'Claimant or Claimants ſhall be indemnified, firſt, for all ſpecial 'Damages and Expences occaſioned to the Ship by the Detention, 'and for Loſs of Freight when due or payable; ſecondly, a De-'murrage, when due, according to the Schedule annexed; thirdly, a 'daily Allowance for the Subſiſtence of Slaves of One Shilling or 'One hundred and eighty Reis for each Perſon, without Diſtinction 'of Age or Sex, for ſo many Days as it ſhall appear to the Com-'miſſion that the Voyage has been or may be delayed by reaſon of 'ſuch Detention; as likewiſe, fourthly, for any Deterioration of 'Cargo or Slaves; fifthly, for any Diminution in the Value of the 'Cargo of Slaves proceeding from an increaſed Mortality beyond the 'average Amount of the Voyage, or from Sickneſs occaſioned by 'Detention, this Value to be aſcertained by their computed Price 'at the Place of Deſtination, as in the above caſe of total Loſs; 'ſixthly, an Allowance of Five *per Centum* on the Amount of 'Capital employed in the Purchaſe and Maintenance of Cargo for the 'Period of Delay occaſioned by the Detention; and ſeventhly, for 'all Premium of Inſurance on additional Riſks; the Claimant or 'Claimants ſhall likewiſe be entitled to Intereſt at the Rate of Five '*per Centum per Annum* on the Sum awarded, until paid by the 'Government to which the capturing Ship belongs; the whole 'Amount of ſuch Indemnifications being calculated in the Money 'of the Country to which the captured Ship belongs, and to be 'liquidated at Exchange Current at the time of Award, excepting 'the Sum for the Subſiſtence of Slaves, which ſhall be paid at par, as 'above ſtipulated; the Two High Contracting Parties wiſhing to 'avoid, as much as poſſible, every Species of Fraud in the Execution 'of the Additional Convention of this Date, have agreed, that if

'it

'it ſhould be proved, in a manner evident to the Conviction of the 'Judges of the Two Nations, and without having Recourſe to the 'Deciſion of a Commiſſioner of Arbitration, that the Captor has been 'led into Error by a voluntary and reprehenſible Fault on the Part 'of the Captain of the detained Ship, in that caſe only the detained 'Ship ſhall not have the Right of receiving, during the Days of her 'Detention, the Demurrage ſtipulated by the preſent Article: —

Schedule of Demurrage or Daily Allowance for a Veſſel of

100 Tons to 120 incluſive.	£5	per Diem;
121 ditto to 150 - ditto	6	
151 ditto to 170 - ditto	8	
171 ditto to 200 - ditto	10	
200 Tons to 220 - ditto	11	
221 ditto to 250 - ditto	12	
251 ditto to 270 - ditto	14	
271 ditto to 300 - ditto	15	

'and ſo in proportion; and it was alſo provided by the Ninth Article 'of the ſaid Regulations, that when the Proprietors of a Ship ſuſ-'pected of carrying on an illicit Trade in Slaves, releaſed in conſe-'quence of a Sentence of One of the mixed Commiſſions (or in the 'caſe as above mentioned of total Loſs), ſhall claim Indemnification 'for the Loſs of Slaves which he may have ſuffered, he ſhall in no 'caſe be entitled to claim for more than the Number of Slaves which 'his Veſſel was by the *Portugueſe* Laws authorized to carry, which 'Number ſhall always be declared in his Paſſport; and it was alſo 'provided by the Tenth Article of the ſaid Regulations, that the 'mixed Commiſſion eſtabliſhed in *London* by the Article Ninth of 'the ſaid Convention hereinbefore recited, ſhall hear and determine 'all Claims for *Portugueſe* Ships and Cargoes captured by *Britiſh* 'Cruizers, on account of the unlawful Trading in Slaves, ſince the 'Firſt of *June* One thouſand eight hundred and fourteen, till the 'Period when the Convention is to be in complete Execution, award-'ing to them, conformably to the Ninth Article of the ſaid Con-'vention, a juſt and complete Compenſation, upon the Baſis laid 'down in the preceding Article, either for total Loſs, or for Loſſes 'and Damages ſuſtained by the Owners and Proprietors of the ſaid 'Ships and Cargoes; and it was alſo provided, that the ſaid Com-'miſſion eſtabliſhed in *London* ſhall be compoſed and proceed exactly 'upon the ſame Baſis determined in the Articles of One, Two, and 'Three of the Regulations hereinbefore recited, for the Commiſſions 'eſtabliſhed on the Coaſt of *Africa* and the *Brazils*; and it was alſo 'provided by the Eleventh Article of the ſaid Regulation, that it 'ſhall not be permitted to any of the Commiſſary Judges, nor to the 'Arbitrators, nor to the Secretary of any of the mixed Commiſſions, 'to demand or receive from any one of the Parties concerned in the 'Sentences which they ſhall pronounce, any Emolument, under any 'Pretext whatſoever, for the Performance of the Duties which are 'impoſed upon them by the Regulations annexed to the Convention 'as aforeſaid; and by the Ninth Article of the ſaid Regulations, 'that when the Parties intereſted ſhall imagine they have Cauſe to 'complain of any evident Injuſtice on the Part of the mixed Com-'miſſions, they may repreſent it to their reſpective Governments, 'who reſerve to themſelves the Right of mutual Correſpondence,

'for

'for removing, when they think fit, the Individuals who may compose these Commissions: And it was also provided by the Thirteenth Article of the said Regulations, that in the case of a Vessel detained unjustly under the Pretence of the Stipulations of the Additional Convention of this Date, and in which the Captor should neither be authorized by the Tenor of the above mentioned Convention, nor of the Instructions annexed to it, the Government to which the detained Vessel may belong shall be entitled to demand Reparation, and in such case the Government to which the Captor may belong binds itself to cause the Subject of Complaint to be fully examined, and to inflict upon the Captor, if he be found to have deserved it, a Punishment proportioned to the Transgression which may have been committed: And it was also agreed in the Fourteenth Article of the said Regulations, that in the Event of the Death of One or more of the Commissioners, Judges and Arbitrators composing the above mentioned mixed Commissions, their Posts shall be supplied *ad interim* in the following manner; on the Part of the *British* Government, the Vacancies shall be filled successively in the Commission which shall sit within the Possessions of His *Britannic* Majesty, by the Governor or Lieutenant Governor resident in that Colony, by the principal Magistrate of the Place, and by the Secretary, and in the *Brazils*, by the *British* Consul and Vice Consul resident in the City in which the mixed Commission may be established; on the Part of *Portugal*, the Vacancies shall be supplied in the *Brazils* by such Persons as the Captain General of the Province shall name for that Purpose; and considering the Difficulty which the *Portuguese* Government would feel in naming fit Persons to fill the Posts which might become vacant in the Commission established in the *British* Possessions, it is agreed, that in case of the Death of the *Portuguese* Commissioners, Judge or Arbitrators, in those Possessions, the remaining Individuals of the above mentioned Commission shall be equally authorized to proceed to the Judgment of such Slave Ships as may be brought before them, and to the Execution of their Sentence; in this case alone, however, the Parties interested shall have the Right of appealing from the Sentence, if they think fit, to the Commission resident in the *Brazils*; and the Government to which the Captor shall belong shall be bound fully to defray the Indemnification which shall be due to them, if the Appeal be judged in favour of the Claimants, it being well understood that the Ship and Cargo shall remain during this Appeal in the Place of Residence of the First Commission before whom she may have been conducted; and it was in the said Regulation agreed to supply, as soon as possible, every Vacancy that may arise in the above mentioned Commissions from Death or any other Contingency; and in case that the Vacancy of each of the *Portuguese* Commissioners residing in the *British* Possessions be not supplied at the End of Six Months, the Vessels which are taken there to be judged, after the Expiration of that time, shall no longer have the Right of Appeal hereinbefore stipulated: And it was also further provided and declared and agreed, in a separate Article, that as soon as the total Abolition of the Slave Trade for the Subjects of the Crown of *Portugal* shall have taken Place, the Two High Contracting Parties, by common Consent, will adapt to that State of Circumstances the

'Stipulations

'Stipulations of the said Additional Convention of the Twenty 'eighth *July* hereinbefore recited; but in Default of such Alterations, that the said Additional Convention shall remain in force 'until the Expiration of Fifteen Years from the Day on which the 'general Abolition of the Slave Trade shall so take place on the Part 'of the *Portuguese* Government; and that the said separate Article 'shall have the same Force and Validity as if it were inserted Word 'for Word in the said Additional Convention hereinbefore mentioned 'as aforesaid: And Whereas it is expedient and necessary that 'effectual Provision should be made for carrying into Execution 'the Provisions of the said Treaty;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for any Officers commanding any Ship of War of His Majesty, duly authorized in that behalf, and provided with Instructions according to the Provisions of the said Convention, to visit and detain all Ships and Vessels which shall be suspected, upon reasonable Grounds, of having Slaves on board acquired by an illicit Traffic, according to the Articles of the said Convention, and to detain and bring to Adjudication all Ships, Vessels and Cargoes thereby made subject to Detention and Condemnation, according to the Provisions of the said Convention, and the Instructions and Regulations aforesaid.

British Ships of War duly authorized may seize all Vessels acting contrary to the said Convention.

II. And be it further enacted, That all Ships and Vessels, belonging wholly or in part to His Majesty's Subjects, which shall be suspected upon reasonable Grounds of having Slaves on board acquired by an illicit Traffic, shall be and are hereby declared and made, according to the said Treaty, Convention and Regulations aforesaid, subject to the Visitation of *British* or *Portuguese* Vessels of War, duly authorized for that Purpose, according to the Provisions before recited; and that all Ships and Vessels belonging wholly or in part to His Majesty's Subjects, which shall be found having Slaves on board acquired by an illicit Traffic, contrary to the Treaty, Convention and Regulations so recited as aforesaid, and all Boats, Apparel, Furniture and Slaves belonging to such Ships or Vessels, and all Cargoes therein, shall be and are hereby declared to be and made subject to the Visit and Detention of *British* or *Portuguese* Vessels of War duly authorized for that Purpose, according to the Stipulations of the said Convention, and to Forfeiture according to the Provisions of the said Convention, and the Regulations and Instructions thereunto annexed, and for that Purpose shall be and are hereby made subject to the Adjudication of, and to Condemnation or other Judgment by the Commissary Judges and Commissioners to be appointed according to the Provisions of the said Convention, and to the Instructions and Regulations annexed thereto, recited as aforesaid.

British Vessels trading in Slaves, or acting contrary to the Convention, subject to Visit and Detention by Portuguese or British Vessels, and to Condemnation by the Commissioners, &c.

III. And be it further enacted, That it shall be lawful for His Majesty, by any Warrant under His Royal Sign Manual, countersigned by One of His Majesty's Principal Secretaries of State, to appoint such Commissary, Judges and Commissioners of Arbitration as are in and by the said Convention and Regulations thereto annexed, mentioned to be appointed by His Majesty, and from time to time to supply any Vacancies which may arise in such Offices, by appointing other

His Majesty may appoint Commissary Judges and Commissioners of Arbitration.

other Perſons thereto; and to grant Salaries to ſuch Commiſſary Judges and Commiſſioners of Arbitration as aforeſaid, not exceeding ſuch Annual Sums as the Lords Commiſſioners of His Majeſty's Treaſury of *Great Britain* and *Ireland* ſhall from time to time direct; and ſuch Commiſſary Judges and Commiſſioners are hereby authorized and empowered to examine and decide all ſuch caſes of Detention, Captures and Seizures of Veſſels and their Cargoes as aforeſaid, detained, ſeized, taken or captured under the ſaid Treaty or Convention, or Inſtructions and Regulations, as are by the ſaid Treaty, Convention, Inſtructions and Regulations, and by this Act, made ſubject to their Juriſdiction, and to proceed therein, and give ſuch Judgments and make ſuch Orders therein, and to do all other Acts, matters and things appertaining thereto, agreeably to the Proviſions of the ſaid Treaty and Convention, and the Inſtructions and Regulations annexed thereto and recited as aforeſaid, as fully and effectually to all Intents and Purpoſes as if ſpecial Powers and Authorities were ſpecifically and particularly inſerted and given in relation thereto in this Act.

Their Power.

And may appoint Secretary and Regiſtrar with Salaries, who are to execute the Duties of their Office.

IV. And be it further enacted, That it ſhall be lawful for His Majeſty, by any Warrant under His Royal Sign Manual, countersigned by One of His Majeſty's Principal Secretaries of State for the time being, to nominate and appoint a Secretary or Regiſtrar to the Commiſſion which ſhall be eſtabliſhed in His Majeſty's Dominions, and from time to time to ſupply, by other Appointments, any Vacancy which may thereafter occur in ſuch Office, and to grant Salaries to ſuch Secretary or Regiſtrar, not exceeding ſuch Annual Sum as the ſaid Lords Commiſſioners ſhall from time to time direct; and ſuch Secretary or Regiſtrar is hereby reſpectively authorized and empowered to do, perform and execute all the Duties of ſuch Office, as ſet forth and deſcribed in the ſaid Convention, Inſtructions and Regulations reſpectively hereinbefore recited as aforeſaid, and to do, perform and execute all ſuch Acts, matters and things as may be neceſſary for the due Diſcharge of the Duties of his Office, according to the Proviſions of the ſaid Convention and Inſtructions and Regulations as aforeſaid.

How Vacancies in Commiſſion to be filled up.

V. And be it further enacted, That it ſhall be lawful for the Governor or Lieutenant Governor or Principal Magiſtrate of the Colony or Settlement in which the Commiſſion ſhall ſit, within the Poſſeſſions of His *Britannic* Majeſty, to fill up every Vacancy which ſhall ariſe in ſuch Commiſſion, either of Commiſſary Judge, Commiſſioner or any Officer thereof, appointed by His Majeſty as aforeſaid, according to the Proviſions contained in the before recited Regulations annexed to the ſaid Convention as aforeſaid, *ad interim*, until ſuch Vacancy or Vacancies ſhall be thereafter filled by ſome Perſon or Perſons appointed by His Majeſty for that Purpoſe.

Commiſſary Judges, Commiſſioners of Arbitration, and Secretary to take Oaths for due Execution of Office.

VI. And be it further enacted, That every Commiſſary Judge and Commiſſioner of Arbitration, appointed by His Majeſty, ſhall, before he ſhall enter upon the Execution of any of the Duties of ſuch his Office, take an Oath, in the Preſence of the Principal Magiſtrate then reſiding and acting in the Colony, Settlement or Place in which the Commiſſion ſhall be appointed to reſide; which Oath every ſuch Magiſtrate in any Colony, Settlement or Place belonging to His Majeſty, in which ſuch Court or Commiſſion ſhall be appointed, is

hereby authorized to administer, in the Form following; that is to say,

'I *A. B.* do solemnly swear, That I will, according to the best of my Skill and Knowledge, act in the Execution of my Office as faithfully, impartially, fairly and without Preference or Favour, either for Claimants or Captors, or any other Persons; and that I will, to the best of my Judgment and Power, act in pursuance of and according to the Stipulations, Regulations and Instructions contained in the Convention between His Majesty and His most Faithful Majesty, signed at *London* on the Twenty eighth Day of *September* One thousand eight hundred and seventeen. So help me GOD.'

And every Secretary or Registrar appointed by His Majesty under the Provisions of the Treaty, and Regulations and Instructions, and of this Act, shall, before he enters on the Duties of his said Office, take the like Oath before the *British* Commissary Judge as aforesaid, who is hereby empowered to administer the same.

Commissary Judges and Commissioners, and their Secretary, may administer Oaths to Witnesses, &c. and summon Persons and send for Papers, &c.

VII. And be it further enacted, That it shall be lawful for the said Commissary Judges, or either of them, or for any such Secretary or Registrar, and they are hereby respectively empowered, to administer Oaths to and take the Depositions of all Parties, Witnesses and other Persons who may come or be brought before them to be examined, or for the Purpose of deposing, in the Course of any Proceeding before the said Commissary Judges, or before the said Commissary Judges and the Commissioners of Arbitration, in the cases in which such Commissioner of Arbitration shall act with the said Commissary Judges, under the said Convention, Instructions or Regulations, or this Act; and it shall also be lawful for the said Commissary Judges, or for the said Commissary Judges and Commissioners of Arbitration, in the cases aforesaid, to summon before them all Persons whom they may deem it necessary or proper to examine, in relation to any Suit, Proceeding or matter or thing under their Cognizance, and to send for and issue Precepts for the producing of all such Papers as may relate to the matters in question before them, and to enforce all such Summonses, Orders and Precepts by such and the like Means, Powers and Authorities as any Court of Vice Admiralty may do.

Persons giving false Evidence Perjury.

VIII. And be it further enacted, That every Person who shall wilfully and corruptly give false Evidence, in any Examination or Deposition or Affidavit had or taken upon or in any Proceeding before the said Commissary Judges or Commissioners aforesaid, under the said Treaty, Instructions or Regulations, or this Act, shall be deemed guilty of Perjury, and being thereof convicted, shall be subject and liable to all the Punishments, Pains and Penalties to which Persons convicted of wilful and corrupt Perjury are liable; and every such Person may be tried for any such Perjury, either in the Place where the Offence was committed, or in any Colony or Settlement of His Majesty near thereto, in which there is a Court of competent Jurisdiction to try any such Offence, or in His Majesty's Court of King's Bench in *England*; and that in case of any Prosecution for such Offence in His Majesty's said Court of King's Bench, the Venue may be laid in the County of *Middlesex*.

Suit pending before, or Judgment by any such Commis-

IX. And be it further enacted, That the Pendency of any Suit or Proceeding instituted before the said Commissioners for the Condemnation

ſion, may be pleaded in Bar or given in Evidence in any Action brought for any thing done under the Treaty.

demnation or Reſtitution of any Ship or Cargo of Slaves taken, ſeized or detained by virtue of the ſaid Convention, or Inſtructions or Regulations thereto annexed, or the final Adjudication, Condemnation or Judgment or Determination thereupon, may be pleaded in Bar, or given in Evidence under the General Iſſue, and ſhall be and be deemed and adjudged in any Court whatever to be a good and complete Bar in any Action, Suit or Proceeding, whether brought or inſtituted by any Perſon or Perſons, for the Recovery of any ſuch Ship, Veſſel or Cargo, or of any Damage or for any Injury ſuſtained thereby, or by the Perſons on board the ſame, in conſequence of any Capture, Seizure or Detention, or Act, matter or thing done under the Authority or in purſuance of the Proviſions of the ſaid Convention, or of the Inſtructions or Regulations thereto annexed; any thing in any Act or Acts of Parliament, or Law or Laws to the contrary notwithſtanding.

Proviſo for Juriſdiction of Prize Courts of Appeal, and High Court of Admiralty.

X. Provided always, and be it further enacted, That it ſhall be lawful for the Lords Commiſſioners of Appeal in Prize Cauſes, and for the High Court of Admiralty, in all caſes and Queſtions ariſing out of the ſaid Captures that may be depending before them, or that may be brought before them on Appeal from any Vice Admiralty Court, according to their reſpective Juriſdictions, to proceed therein, and to hear and determine all Queſtions reſpecting any Right or Intereſt in or to the ſame, to which His Majeſty, or the Captors or Seizors of ſuch Ships, Veſſels or Cargoes, may claim to be entitled, by reaſon of the Capture or Seizure thereof and the Laws relating thereto, and to enforce their Judgments and Orders therein by the uſual Proceſs of the ſaid Courts; any thing in this Act to the contrary notwithſtanding.

Proviſion in caſe of Captors not eſtabliſhing their Rights.

XI. Provided alſo, and be it further enacted, That in all ſuch caſes as aforeſaid in which the Captors or Seizors ſhall not eſtabliſh any Right or Intereſt on their behalf, by reaſon of the Capture thereof and the Laws relating thereto, it ſhall be lawful for the ſaid Courts reſpectively to order and adjudge the Ships, Veſſels and Cargoes, or the Proceeds thereof, and all and every Part thereof, into or to or which† the Captors ſhall not eſtabliſh any Right or Intereſt as aforeſaid, to be delivered or paid, for the Uſe of His Majeſty, to ſuch Perſon or Perſons as the ſaid Commiſſioners of His Majeſty's Treaſury ſhall appoint for the time being to receive the ſame, and to enforce the Delivery or the Payment thereof by the uſual Proceſs as is uſed and eſtabliſhed by Law in caſes of Prize; any thing in this Act to the contrary notwithſtanding.

† *Sic.*

Proviſo for Acts for Suppreſſion of the Slave Trade.

XII. And be it further enacted, That nothing in this Act contained ſhall extend or be deemed or conſtrued in anywiſe to alter, ſuſpend, affect, relax or repeal any of the Clauſes, Penalties, Forfeitures or Puniſhments contained and enacted in any Act or Acts of Parliament made for the Suppreſſion or Prevention of the Slave Trade; but that all ſuch Acts of Parliament, and all Clauſes, Regulations, Penalties, Forfeitures and Puniſhments therein reſpectively contained, ſhall remain in full Force and Virtue; any thing in this Act contained to the contrary notwithſtanding.

General Iſſue pleaded.

XIII. And be it further enacted, That if any Action or Suit ſhall be commenced, either in *Great Britain* or elſewhere, or againſt any Perſon or Perſons, for any thing done in purſuance of the ſaid Treaty, or Inſtructions or Regulations thereto annexed, or of this Act, the Defendant

Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act as herein recited, and the special matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of the said Convention, Instructions or Regulations, or of this Act; and if it shall appear so to have been done, the Jury shall find for the Defendant or Defendants; and if the Plaintiff shall be nonsuited, or discontinue his Action after the Defendant or Defendants shall have appeared, or if Judgment shall be given, upon any Verdict or Demurrer, against the Plaintiff, the Defendant or Defendants shall recover Treble Costs, and have the like Remedy for the same as Defendants have in other cases by Law. Treble Costs.

CAP. LXXXVI.

An Act for raising the Sum of Eleven millions six hundred thousand Pounds by Exchequer Bills, for the Service of the Year One thousand eight hundred and eighteen.

[5th *June* 1818.]

[*This Act is the same as* 57 G. 3. c. 2. *except as to Dates and Sums, and that the Proviso for Alteration,* &c. *during the Session contained in Section* 8. *of that Act is omitted in this Act.*]

CAP. LXXXVII.

An Act for raising the Sum of Eight hundred thousand Pounds *British* Currency, by Treasury Bills, in *Ireland*, for the Service of the Year One thousand eight hundred and eighteen. [5th *June* 1818.]

[*This Act is the same as* 57 G. 3. c. 81. *except as to Dates and Sums.*]

CAP. LXXXVIII.

An Act to amend Two Acts made in the last Session of Parliament, for authorizing the Issue of Exchequer Bills, and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor; and to extend the Powers of the Commissioners appointed for carrying the said Acts into Execution in *Ireland*. [5th *June* 1818.]

'WHEREAS by an Act made in the last Session of Parliament, intituled *An Act to authorize the Issue of Exchequer Bills, and the Advance of Money out of the Consolidated Fund to a limited Amount, for the carrying on of Public Works and Fisheries in the United Kingdom, and Employment of the Poor in* Great Britain, *in manner therein mentioned*; it is among other things enacted, that at any time after the passing of the said Act, by or out of such Monies as shall at any time or times remain in the Receipt of the Exchequer of *Ireland*, or out of the growing Produce of the Consolidated Fund of the United Kingdom arising in *Ireland* (after paying or reserving sufficient to pay all such Sum and Sums of Money as have been directed by any former Act or Acts of Parliament to be paid in *Ireland* out of the said Consolidated Fund), there should and might be issued, by Order of the Lord Lieutenant or 57 G. 3. c. 34. § 5.

'or other Chief Governor or Governors of *Ireland* for the time being, from time to time, in manner and under the Regulations in the ſaid Act mentioned and contained, any Sum or Sums of Money not exceeding in the whole the Sum of Two hundred and fifty thouſand Pounds, to be applied to the Purpoſes of the ſaid Act, in manner and under the Regulations therein mentioned; and it was alſo enacted, that it ſhould be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being to appoint ſuch Perſons as he or they ſhould think fit to be Commiſſioners for the Execution of the ſaid Act in *Ireland*, in manner therein mentioned: And Whereas the ſaid recited Act was amended by another Act made in the ſame Seſſion of Parliament, and it is expedient that the ſaid recited Acts ſhall be amended in manner hereinafter mentioned;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for the Commiſſioners for the time being for the Execution of the ſaid recited Acts in *Ireland*, by and with the Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to make any Advance of Money under the ſaid recited Acts and this Act in Aid of any Public Work carried on under the Direction of any Corporation in *Ireland*, or of any Commiſſioners appointed by Parliament, or by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, upon the Credit of any Rates, Rents, Tolls or Profits which are or ſhall be levied, paid and applied under the Authority or Control of any ſuch Corporation, or of any Commiſſioners or Perſons ſo appointed; and alſo to make any ſuch Advances upon the Credit of any Preſentment to be made by the Grand Jury of any County, or County of a City or County of a Town, provided that ſuch Preſentment be made in the manner hereinafter mentioned and directed; and that in all caſes where any Advance of Money ſhall be made upon the Credit of any ſuch Rates, Rents, Tolls or Profits, or of ſuch Preſentments, it ſhall and may be lawful to and for the ſaid Commiſſioners, by and with the Conſent aforeſaid, to direct ſuch Advance to be made upon One or more Mortgage or Mortgages, Aſſignment or Aſſignments of ſuch Rates, Rents, Tolls or Profits only, without requiring any perſonal Security for the ſame; and alſo to advance any Sum or Sums of Money, under the Proviſions of the ſaid recited Acts and this Act, at ſuch Rate of Intereſt, not leſs than Five Pounds *per Centum*, nor more than Six Pounds *per Centum*, as to the ſaid Commiſſioners ſhall ſeem fit, and to provide that the principal Money ſo to be advanced ſhall be repaid by Inſtalments in any Sum or Sums not leſs than Five Pounds *per Centum per Annum* of the principal Money ſo lent or advanced, as the ſaid Commiſſioners ſhall think fit.

Commiſſioners, with Approbation of Lord Lieutenant, may advance Money for Public Works under Direction of any Corporation or Commiſſioners, on the Credit of the Rates, &c. or on the Credit of Preſentments to be made by Grand Juries, as herein mentioned.

Money to be advanced at Intereſt from 5l. to 6l. per Cent. to be repaid by Inſtalments.

II. And be it further enacted, That it ſhall and may be lawful to and for any Grand Jury of a County, or County of a City, or County of a Town, at any Aſſizes, or if in the County of *Dublin*, or County of the City of *Dublin*, in any preſenting Term, to preſent any Sum or Sums of Money for the Purpoſe of any Public Work which is by the Laws now in force competent for them to preſent, in order to obtain Advances of Money from the ſaid Commiſſioners,

Grand Juries may make Preſentments for any Public Works, in order to obtain Advances of Money for the ſame,

sioners, and to set forth in such Presentment that such Sum or Sums of Money shall be raised and levied by yearly Instalments of not less than Five Pounds *per Centum* of the whole Sum to be expended, and likewise to present a Sum sufficient to pay the annual Interest of such Sum or Sums to be so expended, at a Rate not less than Five Pounds *per Centum*, nor more than Six Pounds *per Centum*, and to set forth in such Presentment what Part thereof shall be raised upon any Barony or Baronies in such County, or on the County at large; and that the Treasurer of such County, County of a City, or County of a Town, shall from time to time, without further Authority or Presentment in that behalf, insert in his Warrant, at each Assizes or presenting Term (if in the County of *Dublin*, or County of the City of *Dublin*), the Portion or Portions so set forth of the Sum so presented, and the Sum for annual Interest thereof; and the same shall be raised and levied in like manner, from time to time, and with like Remedy in case of Non Payment, as all other Money directed by such Warrant is by Law to be levied; and when and so soon as such Presentment shall have been duly certified by the acting Clerk of the Crown to the Commissioners for the Execution of the said recited Acts and this Act, and not sooner, it shall and may be lawful to and for the said Commissioners to advance such Sum of Money so presented, or any Part thereof as hereinbefore mentioned, to the Treasurer of such County, County of a City, or County of a Town, to be applied for the Purpose of accomplishing the Works for which such Presentment or Presentments shall have been made; and all such Money so advanced and paid to such Treasurer shall be accounted for by him in like manner as any other Monies received by him for the Use of such County; and all Securities given by him or in his behalf shall extend to such Money.

payable by Instalments with Interest.

Presentment being certified by Clerk of the Crown to the Commissioners, they may advance the Money.

III. And be it further enacted, That every such Treasurer receiving any such Money shall pay into the Receipt of His Majesty's Exchequer in *Ireland* all such Sums as shall from time to time be received from the Baronial or other Collectors by virtue of the Presentments on account of which such Money shall have been advanced, until the whole Sum advanced shall be repaid, together with Interest for the same, at the Rate at which it shall have been agreed that the same shall be repaid.

Treasurer to pay Monies received into Exchequer until repaid with Interest.

IV. Provided always, and it is hereby enacted, That if any Sum or Sums of Money, for Repayment of which any Presentment or Presentments shall have been made, shall not be obtained from or granted by the said Commissioners for the Execution of the said recited Acts and this Act, within Six Months from the time of making such Presentment or Presentments, that then and in such case every such Presentment or Presentments, for or on account of which Money shall not have been obtained as aforesaid, shall be quashed or vacated by the next going Judge of Assize, or by His Majesty's Court of King's Bench if in the County or County of the City of *Dublin*, at the Assizes or in the Term, as the case may be, next following the Expiration of the said Six Months, any thing in this Act contained to the contrary thereof notwithstanding; and if it shall so happen that any Money shall have been raised by virtue of any such Presentment or Presentments, which shall not be required for the Purposes for which it shall have been so raised, the same shall be carried to the Credit generally of the County, or of the County of the Town,

If Money not advanced in Six Months, Presentment quashed.

Surplus Money raised to be carried to the Credit of the County, &c.

or of the County of the City, whereon the ſame ſhall have been levied by the Treaſurer of ſuch County, or County of a Town, or County of a City reſpectively.

Advances on Credit of Preſentments may be made upon Mortgage or Aſſignment of Preſentments, with Intereſt, whereof Notice ſhall be given to the County Treaſurer.

V. And be it further enacted, That in all caſes where any Advance or Advances of Money ſhall be required to be made on the Security of any Preſentment or Preſentments directed by any Act or Acts of Parliament in force in *Ireland* to be made by any Grand Jury or Grand Juries in *Ireland* for any ſpecial or particular Purpoſe or Purpoſes, or in Aid of any Public Works or Charitable Inſtitutions carried on under the Management or Direction of any Corporation, or of any Commiſſioners or Perſons appointed as in the ſaid recited Acts and hereinbefore mentioned, it ſhall and may be lawful for the Commiſſioners for the Execution of the ſaid recited Acts and this Act in *Ireland*, by and with the Conſent and Approbation aforeſaid, to direct ſuch Advance or Advances to be made upon Mortgage or Aſſignment of ſuch Preſentment or Preſentments, without requiring any Perſon or Perſons to enter into any perſonal Security for the ſame, ſuch Advances to be made at ſuch Rate of Intereſt, not leſs than Five Pounds *per Centum per Annum*, nor more than Six Pounds *per Centum per Annum*, as to the ſaid Commiſſioners for the Execution of the ſaid recited Act and this Act in *Ireland* ſhall ſeem fit; and provided that the principal Sum or Sums to be ſo advanced ſhall be repaid by Inſtalments of not leſs than Five Pounds *per Centum per Annum* on the original principal Sum advanced as the ſaid Commiſſioners ſhall think fit; and that it ſhall and may be lawful to and for the Commiſſioners for the Execution of the ſaid recited Acts and this Act, to take and accept a Mortgage or Mortgages of ſuch Preſentment or Preſentments, for ſecuring the Repayment of ſuch Advance or Advances and the Intereſt thereof; or to advance Money upon the Credit of ſuch Preſentment or Preſentments, to be ſecured by any ſuch Deed or Deeds or other Inſtrument, or by ſuch other Method as ſhall be deemed neceſſary for that Purpoſe by the ſaid Commiſſioners; and that it ſhall and may be lawful to and for the Grand Jury, who ſhall be ſworn at ſuch Aſſizes, or at ſuch Term if in the County of *Dublin*, or County of the City of *Dublin*, as the caſe may be, at which ſuch Preſentment ſhall have been made, to aſſign ſuch Preſentment, and the Money to be derived thereby, to the ſaid Commiſſioners, by ſuch Deed or Inſtrument as ſhall be required by the ſaid Commiſſioners; Notice of which Deed or Deeds or ſuch Security ſhall be given in Writing to the Treaſurer or Treaſurers of the County or Counties upon which the Preſentment or Preſentments ſo to be aſſigned, mortgaged or ſecured ſhall have been directed to be raiſed; and from thenceforth ſuch Treaſurer or Treaſurers ſhall be accountable for the due and regular Payment of the annual Sums ſo agreed to be repaid in diſcharge of ſuch principal Sums and the Intereſt thereof, at the times and in the manner ſet forth in ſuch Deed or Deeds of Aſſignment or Mortgage to be executed as aforeſaid; and all Securities given by him or them, or on his or their behalf, ſhall extend to ſuch Money.

Notice of Security to Treaſurer of County.

No Bond or other Security, Affidavit, Receipt, &c. liable to Stamp Duty.

VI. And be it further enacted, That no Bond to His Majeſty, nor any Mortgage, Surrender, Aſſignment or other Inſtrument or Aſſurance taken by the ſaid Commiſſioners in *Ireland* in the Name of their Secretary for the time being, or otherwiſe, under the ſaid recited Acts or this Act, nor any Examination, Affidavit, Depoſition, Receipt or

or Conſent by Sureties or Surety to an Extenſion of time granted by the ſaid Commiſſioners for Payment of any Exchequer Bills, or Money advanced to any Principal by virtue of the ſaid recited Acts or this Act; nor any Receipt or other Document which may be taken or made under and by virtue of the ſaid recited Acts or this Act, and for the Purpoſe of carrying the ſaid Acts and this Act into Execution in *Ireland*, ſhall be liable to any Stamp Duty whatever; any thing in any Act or Acts in force in *Ireland* to the contrary in anywiſe notwithſtanding.

CAP. LXXXIX.

An Act to repeal ſo much of an Act paſſed in the Forty third Year of His preſent Majeſty, as requires the Attendance of Magiſtrates on board Veſſels carrying Paſſengers from the United Kingdom to His Majeſty's Plantations or to Foreign Parts. [5th *June* 1818.]

'WHEREAS by an Act paſſed in the Forty third Year of the Reign of His preſent Majeſty, intituled *An Act for regulating the Veſſels carrying Paſſengers from the United Kingdom to His Majeſty's Plantations and Settlements Abroad, or to Foreign Parts, with reſpect to the Number of ſuch Paſſengers*, it is amongſt other things enacted, that it ſhall and may be lawful for the Collector, Comptroller or Surveyor of the Cuſtoms of the Port or Place at which any ſuch Ship or Veſſel ſhall be cleared out, or in the Abſence of ſuch Collector, Comptroller and Surveyor, the reſident Officer of the Cuſtoms at the Port, together with any One of His Majeſty's Juſtices of the Peace or other Magiſtrate, if ſuch Juſtice or Magiſtrate can be found at ſuch Port or Place, or within a convenient Diſtance thereof, and ſuch Collector or Comptroller or ſuch reſident Officer, together with ſuch Juſtice or Magiſtrate, is hereby directed and required to muſter the Paſſengers and Crew on board every ſuch Ship or Veſſel immediately before ſailing, and to compare the Perſons found on board with the Perſons ſpecified and deſcribed in the ſaid Muſter Roll, delivered by ſuch Maſter or other Perſon aforeſaid, and to ſearch and inſpect every ſuch Ship or Veſſel: And Whereas the Attendance of Juſtices or Magiſtrates required by the ſaid Act has been found inconvenient, and it is expedient to remedy the ſame;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſo much of the Proviſions contained in the ſaid recited Act, as requires His Majeſty's Juſtices of the Peace or other Magiſtrate to muſter the Paſſengers and Crew on board every ſuch Ship or Veſſel, or as requires any other matter or thing to be executed or performed by ſuch Juſtice or Magiſtrate, with regard to ſuch Ships or Veſſels and the Paſſengers and Crew on board the ſame, ſhall be and the ſame is hereby repealed; and it ſhall and may be lawful for the Collector or Comptroller, or other proper Officer of the Cuſtoms, and he and they is and are hereby empowered and required to do, execute and perform all and ſingular the matters and things required by the ſaid Act to be done, executed and performed by ſuch Juſtice or Magiſtrate.

43 G. 3. c. 56.

§ 4.

repealed.

Collector or Comptroller of Cuſtoms to perform the Duties.

CAP. XC.

An Act to alter and amend certain of the Provisions of an Act passed in the Fifty first Year of His Majesty's Reign, intituled *An Act to provide for the Administration of the Royal Authority, and for the Care of His Majesty's Royal Person, during the Continuance of His Majesty's Illness; and for the Resumption of the Exercise of the Royal Authority by His Majesty.*

[5th *June* 1818.]

'WHEREAS due attention to the Care of Her Most Excellent Majesty's Health may require that Her Majesty should be occasionally absent from His Most Excellent Majesty's Place of Residence, and it is expedient that at such times One or more Members of Her Majesty's Council, as it may please Her Majesty to order and direct, should personally attend at His Majesty's Place of Residence: And Whereas several of the present Members of Her Majesty's Council, appointed under the Authority of an Act passed in the Fifty first Year of His Majesty's Reign, intituled *An Act to provide for the Administration of the Royal Authority, and for the Care of His Majesty's Royal Person, during the Continuance of His Majesty's Illness, and for the Resumption of the Exercise of the Royal Authority by His Majesty*, by reason of their official Duties are frequently unable to give such personal Attendance, and it is therefore fit that the Number of the Members of such Council should be increased:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *George* Earl of *Macclesfield*, *William* Lord Bishop of *London*, *Alleyne* Lord *Saint Helens*, and *Morton* Lord *Henley*, shall be and are hereby constituted and appointed Members of Her Majesty's said Council; and if it should happen that any of them should depart this Life, or by Instrument in Writing signify to Her Majesty their Intention to decline to act, that then it shall be lawful for Her Most Excellent Majesty, by any Instrument or Instruments in Writing, revocable at Her Will and Pleasure, to nominate and appoint some one Person, being or having been a Member of His Majesty's Most Honourable Privy Council, to be a Member of Her Majesty's said Council in the room or place of each and every of them so departing this Life, or declining to act as aforesaid; every of which Members hereby constituted and appointed, and so to be nominated and appointed, shall have such and the like Powers and Authorities, and execute and discharge such and the like Duties, as any of the present Members of Her Majesty's Council now hath, or can or may execute or discharge under the Provisions and Authorities made and given by the said before mentioned Act, first taking the Oath required to be taken by the Members of Her Majesty's Council by the said Act, in the manner and at the time thereby prescribed; provided that every such Nomination and Appointment so to be made by Her Majesty as aforesaid shall be forthwith certified by an Instrument in Writing, signed and sealed by Her Majesty, to the Lords of His Majesty's Most Honourable Privy Council, and shall be entered in the Books of the said Privy Council.

51 G. 3. c. 1.

Members of Her Majesty's Council appointed.

Her Majesty empowered to appoint others in case of Death, &c.

II. And

II. And be it further enacted by the Authority aforesaid, That so much of the said Act, passed in the Fifty first Year of His Majesty's Reign, as enacts, that in the case therein for that Purpose mentioned, The Regent of the United Kingdom should forthwith order and direct a Proclamation to be issued under the Great Seal of the United Kingdom, and published, declaring as in the said Act is directed; and also so much of the said Act as enacts, as therein is enacted, in case such Proclamation so ordered and directed by The Regent should issue, touching the Meeting and Sitting of the Parliament at that time in being, or of the last preceding Parliament, or of a new Parliament, in the respective cases in which it is by the said Act provided that such Parliaments respectively should immediately meet, convene and sit; shall be and the same is hereby repealed. 51 G. 3. c. 1. § 22. repealed.

In what case the Care of His Majesty's Person to vest in Her Majesty's Council, until Parliament make Provision therein.

III. And be it further enacted by the Authority aforesaid, That if the case shall happen in which it was enacted by the said Act, that The Regent should forthwith order and direct such Proclamation to be issued and published as aforesaid, then, from and immediately after the same shall happen, the Care of His Majesty's sacred Person, and all and every the Powers and Authorities vested in Her Majesty by Parliament touching the Care of His Majesty's Person, and the disposing, ordering and managing all matters and things relating thereto, shall become vested and continue vested in Her Majesty's Council, until Parliament shall make due Provision relating thereto, in like manner and as fully as such Care, Powers and Authorities were vested or intended to be vested in such case by the before mentioned Act of the Fifty first Year of His Majesty's Reign in Her Majesty's Council, until such due Provision should have been made according to the said Act.

In such case, and if Parliament separated, Proclamation to be issued for Meeting within 60 Days.

IV. And be it further enacted by the Authority aforesaid, That if such case as aforesaid shall happen, and the Parliament in being at the time shall then be separated, The Regent shall forthwith cause to be issued and published a Proclamation under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, declaring that such case hath happened, and requiring the said Parliament to meet and sit at *Westminster* at the Day to which such Parliament had been adjourned or prorogued, or upon some Day to be mentioned in such Proclamation, and being within Sixty Days, to be computed from the Date of such Proclamation, and the Parliament shall thereby be deemed and taken to be duly prorogued to such Day so to be mentioned in such Proclamation.

If no Parliament, and such case happen before Day of Meeting appointed by Writ of Summons, Proclamation issued as herein mentioned.

V. And be it further enacted by the Authority aforesaid, That if such case as aforesaid shall happen, and there shall be no Parliament in being at the time, and the same shall happen before the Day appointed by any Writs of Summons then issued for calling and assembling a new Parliament, then and in such case The Regent shall forthwith cause to be issued and published a Proclamation under the Great Seal aforesaid declaring that such case hath happened, and requiring such new Parliament to convene and sit at *Westminster*, either upon the Day appointed by such Writs of Summons for assembling the new Parliament, or upon some Day to be mentioned in such Proclamation, and being within Sixty Days, to be computed from the Date of such Proclamation; and in such latter case, upon the Day appointed by the said Writs of Summons for assembling the

new Parliament, the ſame ſhall in the due and accuſtomed manner be prorogued to ſuch Day ſo to be mentioned in ſuch Proclamation.

If ſuch caſe happen on or after Day appointed by ſuch Writ, Proclamation iſſued as herein mentioned.

VI. And be it alſo enacted by the Authority aforeſaid, That if ſuch caſe as aforeſaid ſhall happen upon or after the Day appointed by any Writ of Summons then iſſued for calling and aſſembling a new Parliament, and before ſuch new Parliament ſhall have met and ſat as a Parliament, then and in ſuch caſe The Regent ſhall forthwith cauſe ſuch a Proclamation as aforeſaid to be iſſued and publiſhed, declaring that ſuch caſe hath happened, and requiring the new Parliament either to convene and ſit at *Weſtminſter* immediately after ſuch Proclamation ſhall have been publiſhed, or upon ſome Day to be mentioned in ſuch Proclamation, and being within Sixty Days, to be computed from the Date of the ſaid Proclamation; and in each caſe the Parliament ſo convening and ſitting ſhall be and be deemed to be a Parliament to all Intents and Purpoſes under the Proviſions of this Act.

37 G. 3. c. 127. § 3.

'VII. And Whereas by an Act paſſed in the Thirty ſeventh Year 'of the Reign of His preſent Majeſty, intituled *An Act to ſhorten 'the time now required for giving Notice of the Royal Intention of 'His Majeſty, His Heirs and Succeſſors, that the Parliament ſhall 'meet and be holden for the Diſpatch of Buſineſs, and more effectually 'to provide for the Meeting of Parliament in the caſe of a Demiſe 'of the Crown*; it is amongſt other things enacted, that in the 'caſe of the Demiſe of His Majeſty, His Heirs or Succeſſors, ſub'ſequent to the Diſſolution or Expiration of a Parliament, and before 'the Day appointed by the Writs of Summons for aſſembling a new 'Parliament, the laſt preceding Parliament ſhall immediately convene 'and ſit at *Weſtminſter*, and be a Parliament, for ſuch time to all 'Intents and Purpoſes, and ſubject as therein is provided: And

51 G. 3. c. 1. § 22.

'Whereas by the aforeſaid Act paſſed in the Fifty firſt Year of His 'Majeſty's Reign, it is amongſt other things enacted, that if His 'Royal Highneſs The Prince of *Wales* ſhall depart this Life during 'the Continuance of the Regency by that Act eſtabliſhed, or ceaſe 'to be Regent under any of the Proviſions thereof, the Lords of 'His Majeſty's moſt Honourable Privy Council ſhall forthwith cauſe 'a Proclamation to be iſſued in His Majeſty's Name, under the Great 'Seal of the United Kingdom of *Great Britain* and *Ireland*, de'claring the ſame; and in caſe any ſuch Proclamation ſhall iſſue at 'any time ſubſequent to the Diſſolution or Expiration of a Parlia'ment, and before the Day appointed by any Writs of Summons 'then iſſued for aſſembling a new Parliament, then and in ſuch caſe 'the laſt preceding Parliament ſhall immediately convene and ſit at '*Weſtminſter*, and be a Parliament, for ſuch time to all Intents and 'Purpoſes, and ſubject as therein is mentioned: And Whereas 'Doubts may ariſe as to the Effect of the Demiſe of His Majeſty, 'and of His Royal Highneſs The Prince of *Wales*, Regent, reſpect'ively, or of His Royal Highneſs ceaſing to be Regent as aforeſaid, 'ſubſequent to the Diſſolution or Expiration of a Parliament, and 'before the Day appointed by any Writs of Summons then iſſued

In caſe of Demiſe of His Majeſty, or of The Regent, ſubſequent to Diſſolution or

'for aſſembling a new Parliament, with reſpect to the Execution or 'further Execution of ſuch Writs of Summons;' Be it therefore declared and enacted, That upon ſuch Events reſpectively taking place as aforeſaid ſubſequent to the Diſſolution or Expiration of a Parliament, and before the Day appointed by any Writs of Summons

mons then iſſued for aſſembling a new Parliament, ſuch Writs of Summons ſhall be and be deemed and taken to be ſuperſeded and diſcharged, ſuch Event of His Majeſty's Demiſe being notified by Proclamation under the Great Seal, and ſuch the Demiſe of The Prince of *Wales* as aforeſaid, or his ceaſing to be Regent as aforeſaid, being notified by Proclamation under the Great Seal, ſo cauſed to be iſſued by the Lords of His Majeſty's moſt Honourable Privy Council, and that Perſons reſpectively charged with the Execution thereof ſhall not proceed or further proceed in the Execution of ſuch Writs; and all Acts before done or afterwards done in the Execution thereof ſhall be deemed and taken to be invalid and of no Effect.

Expiration of Parliament, and before Day appointed for Meeting of a new Parliament, the Writs of Summons ſhall be ſuperſeded and diſcharged. Such Events being notified by Proclamation.

VIII. Provided nevertheleſs, and be it enacted by the Authority aforeſaid, That nothing herein contained, nor any Act which ſhall be done by virtue hereof, ſhall be deemed or taken to repeal, or in any manner to alter or affect, otherwiſe than is herein expreſsly provided, the Proviſions of any Act or Acts of Parliament heretofore paſſed and now in force, ſo far as the ſame regulate, require or provide for the meeting, convening and ſitting of Parliament in caſe of the Demiſe of His Majeſty, or His Heir or Heirs, Succeſſor or Succeſſors, or in caſe The Regent ſhall depart this Life or ceaſe to be Regent, or to repeal, alter or affect the Proviſion heretofore made by any Act now in force for ſhortening the time which had before been required for giving Notice of the Royal Intention that the Parliament ſhould meet and be holden for the Diſpatch of Buſineſs.

Proviſo for Acts providing for the Meeting of Parliament, in caſe of the Demiſe of His Majeſty, &c.

CAP. XCI.

An Act for appointing Commiſſioners to inquire concerning Charities in *England* for the Education of the Poor.

[10th *June* 1818.]

'WHEREAS it is highly expedient that an Inquiry ſhould be made, by Commiſſioners to be ſpecially appointed, into the Amount, Nature and Application of the Produce of any Eſtates or Funds which have from time to time been deviſed or otherwiſe appropriated by pious and well diſpoſed Perſons to the Purpoſe of the Education of the Poor; and whether any Breaches of Truſt, Irregularities or Abuſes have been practiſed or happened in the Management and Employment thereof, and whether, by Change of Circumſtances or other Cauſes, the ſame cannot be beneficially applied for the Purpoſes originally intended;' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for His Majeſty to iſſue a Commiſſion, under the Great Seal to any Number of Perſons not exceeding Fourteen, who ſhall be conſtituted Commiſſioners for the Purpoſes intended by this Act; and that they the ſaid Commiſſioners or any Three of them ſhall and they are hereby empowered and required to examine into and inveſtigate the Amount, Nature and Application of all Eſtates and Funds, of what Nature or Kind ſoever, and the Produce thereof, deſtined or intended to be applied to the Purpoſe of educating the Poor in *England* and *Wales*, in ſo far as ſuch Produce ſhall appear to be deſtined or applied for the Purpoſe of educating

Commiſſioners appointed to inquire into the Amount, Nature and Management of Charities connected with Education of the Poor.

the Poor, and to examine into and inveſtigate all Breaches of Truſt, Irregularities, Frauds, Abuſes or ſuppoſed Abuſes or Miſconduct, in relation to and in the Management or Appropriation or Nonappropriation or Miſappropriation of ſuch Eſtates and Funds; and the ſaid Commiſſioners or any Three of them ſhall, once in each Half Year during the Continuance of the ſaid Commiſſion, report and certify, in Writing under their Hands and Seals, to The King's Moſt Excellent Majeſty, and to both Houſes of Parliament, their Proceedings, touching the Amount, Nature, Management, Application and Appropriation of ſuch of the aforeſaid Eſtates and Funds as they ſhall have inquired and examined into, and alſo what is the Nature of ſuch Eſtates and Funds reſpectively, and the actual annual Produce thereof, and what is the actual annual Value thereof, and in whoſe Poſſeſſion as Tenants thereof, any Part thereof conſiſting of Lands, Tenements or Hereditaments ſhall be, adding at the ſame time ſuch Obſervations as ſhall occur to them reſpecting ſuch Mode as they ſhall deem moſt effectual for the recovering of ſuch Part or Parts of ſuch Eſtates or Funds as ſhall appear to them to have been applied in breach of the ſeveral Truſts created in reſpect of the ſame, or ſhall appear to have been omitted to be applied in purſuance of ſuch Truſts, and ſubjoining ſuch Suggeſtions as may ſeem to them expedient reſpecting the moſt effectual Mode of ſecuring ſuch Eſtates and Funds, and their reſpective Produce, againſt any future Miſapplication thereof.

To report Half Yearly to The King and Parliament.

And in caſes where Eſtates cannot be applied.

II. And be it further enacted, That if upon ſuch Inquiry as aforeſaid, it ſhall appear to the ſaid Commiſſioners that from any Cauſe whatſoever it has become impoſſible to apply the Eſtates or Funds aforeſaid, or any Part thereof, to the Purpoſes to which the ſame were deſtined or directed to be applied, the ſaid Commiſſioners ſhall report the ſpecial Circumſtances of each caſe.

Oath to be adminiſtered to Commiſſioners.

III. And be it further enacted, That the ſaid Commiſſioners to be appointed by virtue of this Act ſhall each of them, previouſly to his entering upon the Execution of the ſame, take an Oath before the Chancellor of the Exchequer or the Maſter of the Rolls for the time being (which Oath they are hereby reſpectively authorized and required to adminiſter), the Tenor whereof ſhall be as followeth; (that is to ſay,)

'I *A. B.* do ſwear that, according to the beſt of my Skill and Knowledge, I will faithfully, impartially and truly execute the ſeveral Powers and Truſts veſted in me by an Act intituled *An Act* [*here inſert the Title of this Act*], according to the Tenor and Purport of the ſaid Act.'

Salaries to a certain Number of Commiſſioners.

IV. And be it further enacted, That no Remuneration ſhall be given, for and in reſpect of the Execution of this Act, to ſuch of the ſaid Commiſſioners as ſhall be Members of either Houſe of Parliament, nor to any Number exceeding Eight of the other Commiſſioners; but there ſhall be allowed and paid to every ſuch Commiſſioner ſuch reaſonable Sums, for and in reſpect of ſuch travelling Expences as may come to be incurred in the Execution of this Act, as in the Judgment of the Lords Commiſſioners of His Majeſty's Treaſury, or Lord High Treaſurer for the time being, ſhall be deemed requiſite; and the ſaid Commiſſioners are hereby authorized to appoint and employ ſuch Secretary, Clerks, Meſſengers and Offi-

Appointment of Secretary,

cers

cers not exceeding in the whole One Secretary, Four Clerks, Four Meſſengers and Two other Officers, as they ſhall think meet, and to adminiſter to the ſaid Secretary, Clerks and Officers reſpectively, an Oath for his true and faithful Demeanour in all things relating to the due Performance of any Truſt reſpecting the Execution of this Act repoſed in him by the ſaid Commiſſioners, and in all other things touching the Premiſes; which Secretary, Clerks and Officers are hereby required faithfully to execute and perform the ſaid Truſt in them ſeverally and reſpectively repoſed, without taking any thing for ſuch their Service, other than ſuch Salary or Reward as the ſaid Commiſſioners ſhall think fit to direct and appoint in their behalf; and the Lords Commiſſioners of the Treaſury, or Lord High Treaſurer for the time being, are hereby authorized and required to iſſue and cauſe to be paid any Sums of Money, not exceeding Four thouſand Pounds, to ſuch Perſon or Perſons as the ſaid Commiſſioners ſhall by Writing under their Hands deſire or direct, out of the Conſolidated Fund of the United Kingdom of *Great Britain* and *Ireland*; which Sums, when ſo iſſued and paid, ſhall be employed for the Payment to the ſaid Commiſſioners for their travelling Expences, as alſo for the Payment of ſuch Secretary, Clerks, Meſſengers or other Officers, and in defraying all other neceſſary Charges in or about the Execution of the Powers of this Act, and in ſuch manner and in ſuch Proportions as ſhall be appointed by the ſaid Commiſſioners by Writing under their Hands on that behalf, the ſame to be accounted for by the Perſon or Perſons to whom the ſame ſhall be iſſued or paid according to the Courſe of His Majeſty's Exchequer without any Fees or other Charges to be taken or demanded for the iſſuing and Payment of the ſame, on the paſſing of the ſaid Accounts, other than ſuch Sum as the ſaid Commiſſioners ſhall appoint.

Clerks, Meſſengers, &c.

No Fee to Secretary, &c. beyond Salary.

Fund for travelling Expences to Commiſſioners, and Salary to Officers, &c.

V. And be it further enacted, That for the Purpoſe of proſecuting the Inquiries and Examinations by this Act directed, the ſaid Commiſſioners or any Three of them ſhall meet, and from time to time, with or without Adjournment, hold their Sittings within the City of *Weſtminſter*, or in any other City, Town, Borough, Hamlet, Village or Place reſpectively in *England*, which to them ſhall appear moſt convenient for executing the Purpoſes of this Act; and the ſaid Commiſſioners are hereby authorized to require, by a Precept under their Hands and Seals, or under the Hands and Seals of any Three of them, from any Perſon or Perſons acting as a Truſtee for any of the ſaid Eſtates or Funds, or having any Concern in the Management or Adminiſtration of the ſame, or in the Payment or Receipt of any of the ſaid Funds or Eſtates, or any Charge upon any Fund or Eſtate applicable to the Purpoſes of Education as aforeſaid, to render to the ſaid Commiſſioners a true Account, as far as conſiſts with their Knowledge, of all that relates to ſuch Funds or Eſtates as aforeſaid under their Truſt or Management, or on account of which they may have acted in making or receiving Payments; and, as often as Need ſhall be, to ſend their Precept or Precepts under their Hands and Seals, or under the Hands and Seals of any Three of them, for any Perſon or Perſons whatſoever to attend them, and require ſuch Perſon or Perſons to bring with him or her any Deed, Paper, Writing, Inſtrument or other Document, being in his or her Cuſtody and Poſſeſſion, and relating to any ſuch Eſtates or Funds, or the Produce thereof, and to the Receipt or Application or Nonapplication or Miſ-

Commiſſioners to hold Meetings at various Places, and ſummon Perſons, and ſend for Papers.

Misapplication thereof, which shall in the Judgment of such Commissioners be conducive and necessary to the due Execution of the Purposes of this Act; and every Person to whom such Precept shall as aforesaid have been addressed and delivered, is hereby required and directed punctually to attend the said Commissioners at such time and Place as shall by them for that Purpose have been appointed; and to every such Person or Persons shall be paid such Sum of Money as in the Judgment of the said Commissioners shall be just and reasonable: Provided always that no such Person shall be obliged to travel, in obedience to such Precept, more than Ten Miles from his or her Place of Abode.

Expences paid and Persons not compelled to travel more than Ten Miles.

Purchasers of Premises without Notice not bound further to answer Interrogatories, nor to produce Title Deeds, &c.

VI. Provided always, and be it further enacted by the Authority aforesaid, That if any Person who shall be summoned to appear before the said Commissioners, or before any Three of them, shall, upon his or her Examination, allege that he or she hath purchased or obtained for valuable Consideration any Estate or Interest of, in, to or out of any Lands, Tenements, Rents, Annuities, Hereditaments, Goods or Chattels, touching which he or she shall be sought to be so examined, without Fraud or Covin, having no Notice of any Charitable Trust or Use to which the said Lands, Tenements, Rents, Annuities, Hereditaments, Goods or Chattels, or any Charge thereon, have been given, limited or appointed, then such Person shall not be bound to make further Answer to any Interrogatory of such Commissioners, nor to produce or to shew to the said Commissioners any Deed, Paper, Writing, Instrument or other Document relating to his or her Estate or Interest in such Lands, Tenements, Rents, Annuities, Hereditaments, Goods or Chattels.

Commissioners empowered to examine upon Oath.

VII. And for the rendering more effectual all such Examinations as are intended to be had under this Act, be it enacted, That the said Commissioners are hereby authorized to examine upon Oath, or Affirmation of Persons being Quakers (which Oath or Affirmation they or any Three of them are hereby authorized to administer), all Persons whom they are by the Provisions of this Act empowered to call before them to be examined, touching all matters and things necessary for the Execution of the Powers vested in them by this Act.

Mortgagees, Trustees, &c. not compellable to produce Deeds, without Notice to Mortgagor, &c.

VIII. Provided also, and be it enacted, That no Person having the Custody of any Deed, Paper, Writing, Instrument or other Document, as Mortgagee, Trustee or Agent, Solicitor or Attorney, shall be compellable to produce the same, or to give any Evidence as to the Contents thereof, without Notice being first given to his Mortgagor, Cestuique Trust or Principal, and the said Mortgagor, Cestuique Trust or Principal, being examined touching the same by the said Commissioners; and in case such Mortgagor, Cestuique Trust or Principal shall by the Provisions of this Act be exempted from producing the said Deed, Paper, Writing, Instrument or other Document, then the Mortgagee, Trustee or Agent, Solicitor or Attorney, shall not be bound to produce or shew the same, or give any Evidence of the Contents thereof, to the said Commissioners: Provided also, that no Person shall be compellable to answer any Question, or to produce any Deed, Paper, Writing, Instrument or other Document, the Answer to which, or the Production of which, may criminate or tend to criminate such Person, or to expose such Person to any Pains or Penalties.

Nor when liable thereby to Penalties.

IX. Pro-

IX. Provided always, and be it further enacted, That it shall and may be lawful for the said Commissioners, or any Three of them from time to time to direct and authorize any Three or more of their own Number to resort to such City, Town, Borough, Hamlet, Village or Place in *England* as to them the said Commissioners or any Three of them shall appear most convenient for executing the Purposes of this Act; and that any Three such Commissioners shall have the same Powers of issuing Precepts, administering Oaths, and conducting the Examinations prescribed by this Act, and under the same Rules and Regulations, as are hereby vested in the said Commissioners: Provided always, that such Three Commissioners shall and they are hereby required to cause the Examinations which shall be taken before them, and all Papers and Documents, being Parts of such Examination, to be from time to time transmitted to the Secretary of the said Commissioners at their Office in *Westminster* aforesaid.

Commissioners may appoint Three of their Number to resort to any Place in England for executing the Purposes of this Act. Examinations, &c. sent to Secretary.

X. And be it further enacted, That in case any Person, upon Examination on Oath, or being a Quaker upon Affirmation, before the said Commissioners, or before any Three of them, shall wilfully and corruptly give false Evidence, every such Person so offending, and being thereof duly convicted, shall be and is hereby declared to be subject and liable to such Pains and Penalties as under any Law now in force may be inflicted on Persons convicted of wilful and corrupt Perjury.

Perjury.

XI. And be it further enacted, That in case of a Vacancy or Vacancies by the Death, Removal or Resignation of any one of such Commissioners, it shall be lawful for His Majesty, His Heirs and Successors, to nominate and appoint such Person or Persons as he or they may think proper for the supplying of such Vacancy or Vacancies.

Vacancies of Commissioners to be filled up by the Crown.

XII. And be it further enacted, That none of the Provisions hereinbefore contained shall be construed to extend to either of the Universities of *Oxford* or *Cambridge*, nor to any College or Hall within the same, nor to any Schools or other Endowments of which the said Universities, Colleges or Halls are Trustees, nor to the Colleges of *Westminster*, *Eton* or *Winchester*, or to the Charterhouse, or the Schools of *Harrow* or *Rugby*, or any of them, nor to any Cathedral or Collegiate Church within *England*, nor to any College, Free School or other charitable Institution for the Purposes of Education, which have Special Visitors, Governors or Overseers appointed by their Founders, nor to any Funds applicable to the Purposes of Education for the Benefit of any Persons of the *Jewish* Persuasion, or the People called *Quakers*, or Person or Persons of the *Roman Catholic* Persuasion, and which shall be under the Superintendence and Control of Persons of such Persuasions respectively: Provided always, that the said Commissioners shall report, as hereinbefore directed, the Names of all such Charities aforesaid as have Special Visitors, Governors or Overseers appointed.

Proviso for Universities, Public Schools, &c.

Commissioners to report Charities having Special Visitors.

XIII. And be it further enacted, That any Action or Suit which shall be brought or commenced against any such Commissioners, for any thing done or acted by him or them under this Act, shall be commenced within Six Calendar Months next after the Fact committed (in respect of which such Action or Suit shall be brought or commenced), and not afterwards; and the Defendant or Defendants in every such Action or Suit may plead the General Issue, and give this

Limitation of Actions.

General Issue.

this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon; and if ſuch Action or Suit ſhall be brought or commenced after the time ſo limited for bringing the ſame, then the Jury ſhall find a Verdict for the Defendant or Defendants; and in ſuch caſe, or if the Jury ſhall find a Verdict for the Defendant or Defendants upon the Merits, or if the Plaintiff or Plaintiffs ſhall become nonſuit, or diſcontinue his, her or their Action after Appearance, or if upon Demurrer Judgment ſhall be given againſt the Plaintiff or Plaintiffs, the Defendant or Defendants ſhall have Treble Coſts, which he or they ſhall and may recover in ſuch and the ſame manner as any Defendant can by Law in other caſes.

Treble Coſts.

Act may be altered, &c. this Seſſion.

XIV. And be it further enacted, That this Act may be altered, amended or repealed by any Act or Acts to be paſſed in this Seſſion of Parliament.

Continuance of Act.

XV. And be it further enacted, That this Act ſhall continue and be in force until the Firſt Day of *Auguſt* One thouſand eight hundred and twenty, and until the End of the next Seſſion of Parliament.

Public Act.

XVI. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices and others, without being ſpecially pleaded.

CAP. XCII.

An Act to conſolidate and amend the Proviſions of ſeveral Acts, paſſed in the Fifty firſt and Fifty ſecond Years reſpectively of the Reign of His preſent Majeſty, for enabling Wives and Families of Soldiers to return to their Homes.

[10th *June* 1818.]

51 G. 3. c. 106. 52 G. 3. c. 120. 52 G. 3. c. 27.

'WHEREAS an Act paſſed in the Fifty firſt Year of the Reign of His preſent Majeſty, intituled *An Act for enabling the Wives and Families of Soldiers embarked for Foreign Service, to return to their Homes:* And Whereas another Act paſſed in the Fifty ſecond Year of the Reign of His preſent Majeſty, intituled *An Act to explain, amend and extend the Proviſions of an Act paſſed in the laſt Seſſion of Parliament, for enabling the Wives and Families of Soldiers to return to their Homes, to the Widows, Wives and Families of Soldiers dying or employed on Foreign Service:* And Whereas another Act paſſed in the ſaid Fifty ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for enabling the Wives and Families of Soldiers embarked in* Ireland *for Foreign Service, to return to their Homes:* And Whereas many Frauds have been practiſed againſt the Proviſions of the ſaid Acts, and falſe Certificates uſed to procure the Allowances granted by the ſame; and it is therefore expedient that effectual Proviſion ſhould be made for the Prevention of ſuch Frauds, and that further and more effectual Proviſion ſhould be made for enabling the Wives and Children of Soldiers, embarking from *Great Britain* or *Ireland* for Foreign Service, and the Widows and Children of Soldiers dying in the Service, to return to their Homes; and for that Purpoſe that the ſaid Acts ſhould be conſolidated into One Act, and the Proviſions thereof extended and amended:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and

and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid ſeveral recited Acts ſhall be and the ſame are hereby repealed; ſave and except as to all caſes of any Offences committed, or Frauds practiſed againſt the ſaid Acts, and as to any Proſecutions for any ſuch Offences or Frauds, and ſave and except as to the paying, reimburſing or accounting for any Money under any of the Proviſions thereof. repealed. Proviſo.

II. And be it further enacted, That it ſhall be lawful for the Secretary at War in *Great Britain*, or the Chief Secretary, or in his Abſence the Under Secretary for the Military Department in *Ireland*, to iſſue Paſſes to be filled up by any Magiſtrates or Juſtices of the Peace under the Proviſions of this Act, for granting Allowances to enable the Wives and Widows and Children of Soldiers deſirous of returning to their own Homes, in certain caſes ſpecified in this Act, and in any other caſes in which the Secretary at War in *Great Britain*, or the ſaid Chief Secretary or Under Secretary in *Ireland*, ſhall think, under the ſpecial Circumſtances, that it is expedient to give ſuch Allowances; and to make ſuch Rules and Regulations in relation to the iſſuing and filling up ſuch Paſſes, and the Certificates and Vouchers upon which the ſame are to be iſſued and Allowances advanced, as the Secretary at War in *Great Britain*, or the ſaid Chief Secretary or Under Secretary in *Ireland*, ſhall think fit. Secretary at War in G.B. and Secretary for Military Department in I. may iſſue Paſſes, to be filled up by Magiſtrates, and make Regulations relating thereto.

III. And be it further enacted, That the Commanding Officer of every Regiment, Battalion, Corps or Detachment, about to embark for Foreign Service, and the Commanding Officer of every Regiment, Battalion, Corps or Detachment, in which any Soldier ſhall die on Service, leaving any Widows or Children deſtitute of the Means of returning to their reſpective Homes, ſhall cauſe a Return to be made out of the Wives, Widows and Children of the Soldiers belonging to ſuch Regiment, Battalion, Corps or Detachment, who are deſirous of returning to their Homes, and are unable to do ſo without the Aſſiſtance of the Allowances authorized by this Act, ſtating in ſuch Returns the ſeveral Places of Reſidence to which ſuch Wives, Widows and Children are deſirous of proceeding, and whether in *Great Britain* or *Ireland* reſpectively; and ſhall give to every ſuch Wife or Widow a Duplicate of ſuch Part of ſuch Return as ſhall apply to each Wife or Widow and her Child or Children reſpectively, certifying thereon under his Hand, that the Perſon to whom ſuch Duplicate Certificate is given, is the Widow, Wife or reputed Wife, and the Child or Children of a Soldier in his Regiment, Battalion, Corps or Detachment, and diſtinctly ſtating in the Body of ſuch Duplicate Certificate, that the ſame does not entitle ſuch Wife or Widow, or Child or Children, to any Allowance whatever, and that no Payment or Allowance whatever ſhall be made thereupon, but that ſuch Duplicate Certificate is only given for the Purpoſe of identifying ſuch Wife or Widow, or Child or Children, before the Magiſtrate or Juſtice, and of enabling him to fill up ſuch Paſs as ſhall be allowed by the Secretary at War in *Great Britain*, or Chief Secretary or Under Secretary in *Ireland*, in that behalf; and every ſuch Commanding Officer ſhall tranſmit all ſuch Returns as aforeſaid, or Duplicate Copies thereof, as relate to any Wives or Widows of Soldiers deſirous of returning to their Homes in *Great Britain*, to the Secretary at War in *London*, and of ſuch as are deſirous Upon Regiments being ordered on Foreign Service, &c. how Women and Children are to be diſpoſed of, and enabled to return to their Homes.

firous of returning to their Homes in *Ireland*, to the Chief Secretary or Under Secretary for the Military Department in *Dublin*; and in every caſe in which any ſuch Wives, Widows and Children may have to travel through any Part of *Ireland* to proceed to their Homes in *Great Britain*, or through any Part of *Great Britain* to proceed to their Homes in *Ireland*, every ſuch Officer ſhall tranſmit Duplicates of ſuch Returns both to the Secretary at War in *London* and Chief Secretary or Under Secretary aforeſaid in *Dublin*, or of ſuch Parts thereof as relate to ſuch laſt mentioned Wives, Widows and Children as aforeſaid.

Duplicate Paſſes to be taken to Magiſtrates, in order to their being filled up and ſigned;

IV. And be it further enacted, That each Wife or Widow, to whom any ſuch Duplicate ſhall have been delivered as aforeſaid, ſhall forthwith take the ſame to ſome neighbouring Juſtice or Magiſtrate, who ſhall fill up and ſign ſuch an engraved Copper Plate Form of Paſs, bearing His Majeſty's Arms, and ſigned by the Secretary at War, or by an Officer in his Department, and ſealed with his Official Seal in *Great Britain*, or a like Form or Paſs ſigned by the ſaid Chief Secretary or Under Secretary for the Military Department in *Dublin*, or ſome Officer in his Department, and ſealed with his Official Seal if in *Ireland*, as ſhall have been tranſmitted to ſuch Magiſtrate or Juſtice by the Secretary at War or Chief Secretary or Under Secretary aforeſaid reſpectively, or as ſhall be ſo tranſmitted upon Application made by ſuch Magiſtrate or Juſtice of the Peace for the Purpoſes of this Act; and every ſuch Magiſtrate or Juſtice of the Peace ſhall fill up the Blanks in ſuch Paſs and certify the ſame, and make out a Route in the proper Column for ſuch Wife or Widow and Child or Children (if any), ſpecifying the Place to which ſuch Woman is going and her Route; and ſhall deliver ſuch Paſs to her in exchange for the Duplicate Certificate of the Commanding Officer aforeſaid, in order that ſhe may receive ſuch Allowances as are authorized by this Act, not exceeding *per* Mile One Penny Halfpenny for herſelf, and One Penny for each Child.

and to be certified and Route made out by Magiſtrate.

Overſeers of the Poor in England, and Treaſurer of Kirk Seſſion in Scotland, or Poſtmaſter in Ireland, to make Allowance upon Paſſes;

V. And be it further enacted, That upon Production of ſuch Paſs to any Overſeer of the Poor if in *England*, or any Treaſurer of the Kirk Seſſion if in *Scotland*, or Poſtmaſter if in *Ireland*, of any Place through which ſuch Woman ſhall proceed, according to the Route ſpecified in ſuch Paſs, he ſhall, out of any Money in his Hands applicable to the Relief of the Poor, if an Overſeer of the Poor, or Treaſurer of Kirk Seſſion, or out of any Public Money in his Hands if a Poſtmaſter, pay her an Allowance not exceeding the Rate *per* Mile ſpecified in ſuch Paſs as aforeſaid for the Number of Miles to the next City, Town or Place to which ſhe may be going, not exceeding Eighteen Miles; and he ſhall indorſe on ſuch Paſs the Money ſo paid, and take a Receipt from the Woman, ſigned with her Hand or with her Mark, ſpecifying the Regiment, Battalion, Corps or Detachment to which her Huſband belongs, or if a Widow, did belong, ſo as that the Deſcription on the Receipt may correſpond with the Deſcription in the Paſs ſo produced to him as aforeſaid.

and Indorſe.

Money ſo advanced by Overſeer or Treaſurer to be repaid by Collector of Exciſe.

VI. And be it further enacted, That the Sums ſo advanced by any ſuch Overſeer or Treaſurer of Kirk Seſſion ſhall, upon Production and Delivery of ſuch Receipt to the Collector of Exciſe of the Diſtrict within which ſuch Overſeer or Treaſurer of Kirk Seſſion acts as ſuch, or any Perſon officiating for ſuch Collector, be repaid to ſuch Overſeer or Treaſurer of Kirk Seſſion, for the Uſe of the

Fund for the Relief of the Poor, by such Collector of Excise or other Person, out of any Public Monies in his Hands; and all Sums so repaid, and all Sums advanced for such Allowances by any Postmaster or Person acting as Postmaster in *Ireland*, shall be allowed in their respective Accounts; and every such Overseer or Treasurer of Kirk Session shall give to the Collector of Excise at the time of such Repayment, a Receipt for the Money so repaid; and such Receipt of the Overseer or Treasurer of Kirk Session, together with the Receipt of the Woman, shall be taken as Cash in the Payment of the Duties of Excise received by such Collector, the Receipt of the Woman for any such Allowance paid by any Postmaster or Person acting as Postmaster in *Ireland*, shall be taken as Cash in the Payment of the Post Office Duties in *Ireland* received by such Postmaster or Person aforesaid, and allowed in their respective Accounts accordingly; and all Sums of Money so advanced out of any Duties of Excise in *Great Britain*, shall be repaid by the General Agent, or by any other Person to be appointed for that Purpose by the Secretary at War in *London*, to such Person or Persons as shall be authorized by the Commissioners of Excise in *England* or *Scotland* respectively to draw for or receive the same for or on account of the same Duties; and all Sums of Money so advanced in *Ireland* shall be repaid by the General Agent, or by any other Person to be appointed for that Purpose by the Chief Secretary, or in his Absence the Under Secretary for the Military Department in *Ireland*, to the Receiver General of His Majesty's Post Office in *Ireland*.

Advanced by Postmaster, allowed in Accounts;

and repaid by Agent, &c. of Chief Secretary.

VII. Provided always, and be it further enacted, That in the City of *Dublin* every such Woman shall, in every Instance, apply to the Agent of the Regiment (if any) in *Dublin* to which she shall belong, and not to the Postmaster or Person acting as such, and such Agent shall and may pay and advance in any case such Money, and indorse and subscribe such Certificate as aforesaid, and shall be allowed such Sum so paid in his Accounts; and every such Indorsement shall be of the same Force, Validity and Effect, to all Intents and Purposes, as if the same had been done by a Person acting as the Postmaster in manner aforesaid.

In Dublin, Application by Women to be made to Agent of Regiment, who may advance Money.

VIII. And be it further enacted, That if, by reason of any Sickness or Accident, any such Woman or Women, and Child or Children, shall have been left at any Place of Embarkation, or at the last Quarters of any Regiment, Battalion or Corps or Detachment, or at any Place on the March from such last Quarters to any Place of Embarkation, and the Regulations and Provisions of this Act, for giving any such Allowances as aforesaid, shall not have been performed, and any such Woman or Women, or Child or Children, shall have been omitted in any such Return as aforesaid, then and in every such case it shall be lawful for the Officer commanding, where such Woman or Women and Child or Children shall have been so left, to make out such Return as is prescribed by this Act, of such Woman or Women and Child or Children, and to transmit the same to the War Office in *London* or *Dublin* as aforesaid, as the case may require, and to give to every such Woman such Duplicate as aforesaid, and also to transmit any such further Return as may be necessary, under any special Circumstances of the case, to the Secretary at War in *London*, or Chief Secretary or Under Secretary at *Dublin*, as the case may require; and every such Return and Duplicate

In case of Sickness, &c. Women entitled to Allowance, although Regulations of Act not performed.

And Commanding Officer to make Return.

cate reſpectively ſhall be of the ſame Force and Effect in all Reſpects, as if done in manner and by the Perſon ſpecified in this Act, in relation to Returns and Duplicates as aforeſaid under this Act.

Paſs when to be delivered up;

IX. And be it further enacted, That every ſuch Soldier's Wife or Widow as aforeſaid ſhall, at the laſt Place of receiving any Allowance under this Act, antecedent to her Arrival at her Home, or at the Port or Place of Embarkation, deliver up the Paſs ſo given to her as aforeſaid to the Perſon ſo advancing ſuch Allowance, and the Overſeer of the Poor or Treaſurer of the Kirk Seſſion paying ſuch Allowance in *Great Britain* ſhall deliver ſuch Paſs to the Collector of Exciſe; and every ſuch Paſs ſo delivered up as aforeſaid ſhall, if in *Great Britain*, be tranſmitted by the Collector of Exciſe to the Secretary at War in *London*, and if in *Ireland*, ſhall be tranſmitted by the Poſtmaſter or Poſtmaſter General to the Under Secretary for the Military Department in *Dublin*.

and tranſmitted to proper Officer.

In caſe of being detained by contrary Winds, &c. Overſeer, &c. on Order of Juſtice, to make proper Allowances.

X. And be it further enacted, That if by contrary Winds, or Want of a Veſſel ready for ſailing, or by the Sickneſs of herſelf or of any of her Children, or by any other reaſonable Cauſe, any ſuch Woman ſhall be detained more than One Night at any Port or Place of Embarkation, or at any Place in her Journey, from the ſigning of the Paſs by a Magiſtrate or Juſtice of the Peace as aforeſaid, to her Arrival at ſuch Port, or at her Home, whether in *Great Britain* or *Ireland*, then and in every ſuch caſe ſuch Woman ſhall and may apply to any Juſtice of the Peace, who ſhall thereupon examine into the Facts on Oath, and if ſatisfied of the Truth thereof, ſhall give ſuch Woman an Order to receive from the Overſeer of the Poor, or Treaſurer of the Kirk Seſſion, or Perſon then acting as Poſtmaſter, as aforeſaid, as the caſe may require, if on her Journey, and if at her Port or Place of Embarkation then from the Diſtrict Paymaſter, the Sum of One Shilling a Day for the Maintenance of herſelf, and the Sum of Sixpence a Day for each Child for whom an Allowance is ſpecified in the Paſs, and ſuch Payment ſhall be made to her accordingly, ſo long as ſhe ſhall be ſo unavoidably detained, and no longer; and ſuch Order, with the Receipt of ſuch Woman, and the Certificate of ſome Magiſtrate or Juſtice of the Peace of ſuch Detention, and the Period thereof, ſhall be a ſufficient Voucher for every ſuch Payment, and every ſuch Sum ſo paid, being ſo duly vouched, ſhall be allowed and finally diſcharged in manner aforeſaid reſpectively.

What deemed a ſufficient Voucher for Payment.

Wives and Widows of Soldiers not conforming to Regulations, Vagrants.

XI. And be it further enacted, That all Wives and Widows of Soldiers having any ſuch Paſſes as aforeſaid, and not complying with the Regulations preſcribed therein and in this Act, ſhall be liable to be treated as Vagrants, and may be paſſed as ſuch to their Homes, either in *England*, *Ireland* or *Scotland* reſpectively, as the caſe may be, in like manner in every reſpect, if no ſuch Paſs had been given.

CAP. XCIII.

An Act to afford Relief to the *bonâ fide* Holders of Negotiable Securities, without Notice that they were given for a uſurious Conſideration. [10th *June* 1818.]

'WHEREAS by the Laws now in force, all Contracts and Aſſurances whatſoever, for Payment of Money, made for a uſurious Conſideration, are utterly void: And Whereas in the Courſe

'Courſe of Mercantile Tranſactions, Negotiable Securities often 'paſs into the Hands of Perſons who have diſcounted the ſame 'without any Knowledge of the original Conſiderations for which 'the ſame were given; and the Avoidance of ſuch Securities in 'the Hands of ſuch *bonâ fide* Indorſees without Notice is attended 'with great Hardſhip and Injuſtice;' For Remedy thereof, be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That no Bill of Exchange or Promiſſory Note, that ſhall be drawn or made after the paſſing of this Act ſhall, though it may have been given for a uſurious Conſideration, or upon a uſurious Contract, be void in the Hands of an Indorſee for valuable Conſideration, unleſs ſuch Indorſee had, at the time of diſcounting or paying ſuch Conſideration for the ſame, actual Notice that ſuch Bill of Exchange or Promiſſory Note had been originally given for a uſurious Conſideration, or upon a uſurious Contract.

Bill of Exchange or Promiſſory Note given for a uſurious Conſideration not void in the Hands of Indorſee without Notice.

CAP. XCIV.

An Act to continue, until the Twenty ninth Day of *September* One thouſand eight hundred and nineteen, and to amend an Act paſſed in *Ireland*, in the Thirty ſixth Year of His preſent Majeſty, for the Improvement and Extenſion of the Fiſheries on the Coaſts of *Ireland*. [10th *June* 1818.]

'WHEREAS an Act was made in the Parliament of *Ireland*, 'in the Thirty ſixth Year of the Reign of His preſent 'Majeſty, intituled *An Act for continuing and amending the ſeveral 'Acts for the further Improvement and Extenſion of the Fiſheries on 'the Coaſts of this Kingdom*; which ſaid recited Act has, by ſeveral 'ſubſequent Acts, been continued, and is in force until and upon 'the Twenty ninth Day of *September* One thouſand eight hundred 'and eighteen; and it is expedient that the ſaid recited Act ſhould 'be further continued:' Be it therefore enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act ſhall be and the ſame is hereby further continued, and ſhall be in force in *Ireland* from the ſaid Twenty ninth Day of *September* One thouſand eight hundred and eighteen, until and upon the Twenty ninth Day of *September* One thouſand eight hundred and nineteen.

36 G. 3. continued.

II. And be it declared and enacted, That all Bounties and Allowances payable under any Act or Acts in force in *Ireland* upon the Exportation of any Fiſh caught on the Coaſts of *Ireland*, or in reſpect of the Duty on the Salt uſed in the curing of Fiſh caught on the ſaid Coaſts, ſhall be payable and paid, and allowable and allowed, in reſpect of all ſuch Fiſh which, having been caught on the ſaid Coaſts, ſhall be ſalted and cured either at Sea or in Warehouſes on Shore, under the Inſpection of the Officers of the Cuſtoms there, under ſuch Rules and Regulations as are required by any Act or Acts in force in *Ireland*, or as may be made from time to time by the Commiſſioners of Cuſtoms and Port Duties in *Ireland*, for the Prevention of Fraud in the claiming of ſuch Bounties and Drawbacks.

What Bounties payable for Fiſh caught on Coaſt of Ireland, ſalted at Sea or in Warehouſe, &c.

CAP. XCV.

An Act to regulate the Election of Coroners for Counties.

[10th *June* 1818.]

'WHEREAS there are no sufficient Regulations for the 'Election of Coroners for Counties,' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

Sheriff to hold County Court for Election of Coroner at usual Place.

That from and after the passing of this Act, upon every Election to be made of any Coroner or Coroners of any County in *England* and *Wales*, the Sheriff of the County where such Election shall be made shall hold his County Court for the same Election at the most usual Place or Places of Election of Coroners within the said County, and where the same have most usually been held for Forty Years last past, and shall there proceed to Election at the next County Court, unless the same fall out to be held within Six Days after the Receipt of the Writ *de Coronatore eligendo*, or upon the same Day; and then shall adjourn the same Court to some convenient Day, not exceeding Fourteen Days, giving Ten Days' Notice of the time and Place of

If Election not determined on View, then to proceed to take a Poll.

Election; and in case the said Election be not determined upon the View, with the Consent of the Freeholders there present, but that a Poll shall be demanded for Determination thereof, then the said Sheriff, or in his Absence his Under Sheriff, with such others as shall be deputed by him, shall forthwith there proceed to take the said Poll, in some public Place, by the same Sheriff, or his Under Sheriff as aforesaid in his Absence, or others appointed for the taking thereof

Commencement and Duration of Poll.

as aforesaid; and every such Poll shall commence on the Day upon which the same shall be demanded, and be duly and regularly proceeded in from Day to Day (*Sunday* excepted) until the same be finished; but so as that no Poll for such Election shall continue more than Ten Days at most (*Sunday* excepted), and the said Poll shall be kept open Seven Hours at the least each Day, between the Hours of

Poll Clerks appointed and sworn.

Nine in the Morning and Five at Night: And for the more due and orderly proceeding in the said Poll, the said Sheriff, or in his Absence his Under Sheriff, or such as he shall depute, shall appoint such Number of Clerks as to him shall seem meet or convenient for the taking thereof; which Clerks shall all take the said Poll in the Presence of the said Sheriff or his Under Sheriff, or such as he shall depute; and before they begin to take the said Poll, every Clerk so appointed shall by the said Sheriff or his Under Sheriff, or such as he shall depute as aforesaid, be sworn truly and indifferently to take the same Poll, and to set down the Names of each Freeholder, and the Place of his Abode and Freehold, and the Name of the Occupier thereof, and for whom he shall poll, and to poll no Freeholder who is not sworn, if required to be sworn by the Candidates or either of them, and which Oaths of the said Clerks, the said Sheriff or his Under Sheriff, or such as he shall depute, are hereby empowered to

Inspector of Poll Clerk appointed.

administer; and the Sheriff, or in his Absence his Under Sheriff as aforesaid, shall appoint for each Candidate such One Person as shall be nominated to him by each Candidate, to be Inspector of every Clerk who shall be appointed for taking the Poll; and every Free-

Freeholder, if required, sworn before he polls.

holder, before he is admitted to poll at the same Election, shall, if required

required by the Candidates or any of them, first take the Oath hereinafter mentioned, which Oath the said Sheriff by himself or his Under Sheriff, or such sworn Clerk by him appointed for taking the said Poll as aforesaid, is hereby authorized to administer; *videlicet*,

Oath of Qualification for Vote.

'YOU swear [*or*, being one of the People called *Quakers*, you solemnly affirm] That you are a Freeholder of the County of and have a Freehold Estate, consisting of lying at within the said County; and that such Freehold Estate has not been granted to you fraudulently, on purpose to qualify you to give your Vote at this Election; and that the Place of your Abode is at [*and if it be a Place consisting of more Streets or Places than One, specifying what Street or Place;*] that you are Twenty one Years of Age, as you believe, and that you have not been before polled at this Election.'

Perjury and Subornation of Perjury.

And in case any Freeholder or other Person taking the said Oath or Affirmation hereby appointed to be taken by him as aforesaid shall thereby commit wilful and corrupt Perjury, and be thereof convicted, and if any Person shall unlawfully or corruptly procure or suborn any Freeholder or other Person to take the said Oath or Affirmation in order to be polled, whereby he shall commit such wilful and corrupt Perjury, and shall be thereof convicted, he and they for every such Offence shall incur such Pains and Penalties as are declared in and by Two Acts of Parliament, the one made in the Fifth Year of the late Queen *Elizabeth*, intituled *An Act for Punishment of such as shall procure or commit any wilful Perjury*; and the other made in the Second Year of His late Majesty King *George* the Second, intituled *An Act for the more effectual preventing and further Punishment of Forgery, Perjury and Subornation of Perjury, and to make it Felony to steal Bonds, Notes or other Securities for Payment of Money*; and by any other Law or Statute now in force for the Punishment of Perjury or Subornation of Perjury.

5 Eliz. c. 9.

2 G. 2. c. 25.

Mortgagor and Cestuique Trust to vote, unless Trustee or Mortgagee be in Possession.

II. And be it further enacted, That no Person or Persons shall be allowed to have any Vote at such Elections for Coroner or Coroners of any County in *England* and *Wales* as aforesaid, for or by reason of any Trust Estate or Mortgage, unless such Trustee or Mortgagee be in actual Possession or Receipt of the Rents and Profits of such Estate; but that the Mortgagor or *Cestuique* Trust in Possession shall and may vote for the same Estate, notwithstanding such Mortgage or Trust; and that all Conveyances of any Messuages, Lands, Tenements and Hereditaments, in order to multiply Voices, or to split or divide the Interest in any Houses or Lands among several Persons, to enable them to vote at Elections for a Coroner of any County as aforesaid, are hereby declared to be void and of none Effect.

Expences of Sheriff and Poll Clerks to be paid by the Candidates.

III. And be it further enacted, That all the reasonable Costs, Charges and Expences, the said Sheriff or his Under Sheriff or other Deputy shall expend or be liable to in and about the providing of Poll Books, Booths and Clerks (such Clerks to be paid not exceeding One Pound and One Shilling each *per Diem*) for the Purpose of taking the Poll at any such Election, shall be borne, sustained, and paid by the several Candidates at such Election, in equal Proportions.

CAP. XCVI.

An Act to continue, for the Term of Two Years, and until the End of the Session of Parliament in which that Term shall expire, if Parliament shall be then sitting, an Act of the Fifty sixth Year of His present Majesty, for establishing Regulations respecting Aliens arriving in or resident in this Kingdom, in certain cases. [10th *June* 1818.]

56 G. 3. c. 86. continued.

'WHEREAS an Act was passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act for establishing Regulations respecting Aliens arriving in and resident in this Kingdom, in certain cases, for Two Years from the passing of this Act, and until the End of the Session of Parliament in which the said Two Years shall expire, if Parliament shall be then sitting:* And 'Whereas the said Act hath been found beneficial, and it is expedient 'to continue the same for a further time:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act shall be and the same is hereby continued in force, from and after the Twenty sixth Day of *June* One thousand eight hundred and eighteen, for the Term of Two Years, and until the End of the Session of Parliament in which that Term shall expire, if Parliament shall be then sitting.

CAP. XCVII.

An Act to prevent Aliens, until the Twenty fifth Day of *March* One thousand eight hundred and nineteen, from becoming naturalized, or being made or becoming Denizens, except in certain cases. [10th *June* 1818.]

'WHEREAS it is expedient that, for a time to be limited, Aliens should not be or become naturalized, or be made or 'become Denizens, except as hereinafter is provided;' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, until the Twenty fifth Day of *March* One thousand eight hundred and nineteen, no Alien shall become a naturalized Subject, or be made or become Denizen, or become entitled to the Privileges of a naturalized Subject or Denizen, in any other manner or by any other Authority than by any Act which may hereafter be passed by the Parliament of the United Kingdom of *Great Britain* and *Ireland*, or by Letters of Denization hereafter to be granted by His Majesty, His Heirs and Successors, any Law, Custom or Usage to the contrary notwithstanding: Provided always, that nothing herein contained shall extend or be construed to extend to affect in any manner such Right to Naturalization or to Denization as any Person, in case this Act had not been passed, might acquire or would have acquired by virtue of any Act or Acts of Parliament made for encouraging Seamen to enter into His Majesty's Service, or for naturalizing such Foreign Protestants

Aliens not to become naturalized but by Act of Parliament, or Denizens but by Letters of Denization.

Exception.

ants as ſhall ſettle in any of His Majeſty's Colonies in *America*, or for naturalizing ſuch Foreign Proteſtants as ſhall have ſerved or ſhall ſerve in His Majeſty's Forces, or for the Encouragement of the Fiſheries.

CAP. XCVIII.

An Act to explain and amend an Act paſſed in the Fifty firſt Year of His Majeſty's Reign, for rendering more effectual an Act made in the Forty ſeventh Year of His Majeſty's Reign, for the Aboliſtion of the Slave Trade.

[10th *June* 1818.]

'WHEREAS by an Act made in the Fifty firſt Year of His Majeſty's Reign, intituled *An Act for rendering more effectual an Act made in the Forty ſeventh Year of His Majeſty's Reign, intituled An Act for the Abolition of the Slave Trade*, it is amongſt other things enacted and declared, that all Offences thereinbefore declared to be Felonies or Miſdemeanors which ſhall be committed in *Africa*, or in any Country, Territory or Place other than this United Kingdom, or on the High Seas, or in any Port, Sea, Creek or Place where the Admiral has Juriſdiction, ſhall and may be inquired of either according to the ordinary Courſe of Law and the Proviſions of an Act paſſed in the Twenty eighth Year of the Reign of King *Henry* the Eighth, intituled *An Act for Pirates*; or according to the Proviſions of an Act, paſſed in the Thirty third Year of the Reign of King *Henry* the Eighth, intituled *An Act to proceed by Commiſſion of Oyer and Terminer againſt ſuch Perſons as ſhall confeſs Treaſon and Felony, without remanding the ſame to be tried in the Shire where the Offence was committed*, as far as the ſame Act is now unrepealed; or according to the Proviſions of an Act paſſed in the Eleventh and Twelfth Years of the Reign of His late Majeſty King *William* the Third, intituled *An Act paſſed for the more effectual Suppreſſion of Piracy*: And Whereas by an Act made in the Forty ſixth Year of His Majeſty's Reign, intituled *An Act for the more ſpeedy Trial of Offences committed in diſtant Parts upon the Seas*, it is enacted, that all Treaſons, Piracies, Felonies, Robberies, Murders, Conſpiracies and other Offences, of what Nature or Kind ſoever, committed upon the Sea, or in any Haven, River, Creek or Place where the Admiral or Admirals have Power, Authority or Juriſdiction, may be inquired of, tried, heard, determined and adjudged according to the common Courſe of the Laws of this Realm uſed for Offences committed upon the Land within this Realm, and not otherwiſe, in any of His Majeſty's Iſlands, Plantations, Colonies, Dominions, Forts or Factories, under and by virtue of the King's Commiſſion or Commiſſions under the Great Seal of *Great Britain*, to be directed to any ſuch Four or more diſcreet Perſons as the Lord Chancellor of *Great Britain*, Lord Keeper or Commiſſioners for the Cuſtody of the Great Seal of *Great Britain* for the time being ſhall from time to time think fit to appoint; and that the ſaid Commiſſioners ſo to be appointed, or any Three of them, ſhall have ſuch and the like Powers and Authorities for the Trial of all ſuch Murders, Treaſons, Piracies, Felonies, Conſpiracies and other Offences, within

51 G. 3. c. 23.

§ 6.

28 H. 8. c. 15.

33 H. 8. c. 23.

11 & 12 W. 3. c. 7.

46 G. 3. c. 54.

'any such Island, Plantations, Colony, Dominions, Forts or Fac-
'tories, as any Commissioners appointed or to be appointed according
'to the Directions of the Statute of the Twenty eighth Year of the
'Reign of King *Henry* the Eighth, by any Law or Laws now in
'force have or would have for the Trial of the said Offences within
'this Realm: And Whereas Doubts have arisen whether Offences
'declared by the said Act of the Fifty first Year of His Majesty's
'Reign to be Felonies or Misdemeanors committed on the High
'Seas, or in any Port, Sea, Creek or Place where the Admiral has
'Jurisdiction, may be inquired of, heard and determined under or
'by virtue of any Commission issued or to be issued under the Direc-
'tions of the said recited Act of the Forty sixth Year of His Ma-
'jesty's Reign:' Be it therefore enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all Offences declared by the said Act of the Fifty first Year of His Majesty's Reign to be Felonies or Misdemeanors, committed or which shall be committed on the High Seas, or in any Port, Sea, Creek or Place where the Admiral has Jurisdiction, may be inquired of, tried and determined under and by virtue of any Commission already issued or hereafter to be issued according to the Directions of the above recited Acts of the Forty sixth Year of His Majesty's Reign; and that all Persons convicted of any of the said Offences so inquired of, tried and determined, or to be inquired of, tried and determined under and by virtue of any such Commission made or issued or to be made or issued according to the Directions of the said Act of the Forty sixth Year of His Majesty's Reign, shall be subject and liable to and shall suffer all such and the same Pains, Penalties and Forfeitures, as by any Law or Laws now in force Persons convicted of the same respectively would be subject and liable to, in case the same were respectively inquired of, tried and determined and adjudged within this Realm by virtue of any Commission made according to the Directions of the Statute of the Twenty eighth Year of the Reign of King *Henry* the Eighth; any Law, Statute or Usage to the contrary notwithstanding.

Offences declared by 51 G. 3. c. 23. to be Felonies or Misdemeanors committed on the Seas, &c. may be tried under any Commission issued according to the Directions of 46 G. 3. c. 54.

CAP. XCIX.

An Act for altering and amending an Act made in the Fifty fifth Year of His present Majesty, to amend an Act made in the Forty eighth Year of His present Majesty, to improve the Land Revenue of the Crown, so far as relates to the Great Forest of *Brecknock*, in the County of *Brecknock*; and for vesting in His Majesty certain Parts of the said Forest, and for inclosing the said Forest. [10th *June* 1818.]

55 G. 3. c. 190.

'WHEREAS by an Act passed in the Fifty fifth Year of the
'Reign of His present Majesty, intituled *An Act to amend an*
'*Act made in the Forty eighth Year of His present Majesty, to im-*
'*prove the Land Revenue of the Crown, so far as relates to the Great*
'*Forest of* Brecknock *in the County of* Brecknock; *and for vesting*
'*in His Majesty certain Parts of the said Forest, and for inclosing the*
§ 21. '*said Forest*; after directing that the Commissioners named and ap-
'pointed

'pointed in and by the ſaid Act ſhould, amongſt other things, ſet
'out and appoint any new and additional public Roads or Highways,
'or any new Tracks or Ways for ſuch public Roads or Highways
'in and over the ſaid Foreſt, and giving them certain Powers as to
'the Roads, Path and Ways in, over, through or upon any of the
'Lands or Grounds within the ſaid Foreſt; and after directing that § 22.
'the ſaid Commiſſioners ſhould ſet out and allot unto and for the
'Formation and Repa irs of Highways made or to be made within
'the Limits of the ſaid Foreſt, ſo much and ſuch Parts of the Open
'and Commonable Lands within the ſaid Foreſt, and in ſuch Places
'as the ſaid Commiſſioners ſhould think proper, for getting Stone or
'Gravel or other Materials for the Formation or for the Repairs from
'time to time for ever of the public and private Roads and High-
'ways made or to be made within the Limits of the ſaid Foreſt,
'and ſhould ſet out and allot ſuch Part or Parts, Parcel or Parcels § 23.
'of the Lands and Grounds by the ſaid Act directed to be divided,
'allotted and incloſed, as and for public Limeſtone Quarries; and
'ſhould ſet out ſuch Part and Parts of the ſaid Lands and Grounds
'by the ſaid Act directed to be allotted and incloſed, as in the Judg-
'ment of the ſaid Commiſſioners thereby appointed would defray all
'the Coſts, Charges and Expences incident to the obtaining, paſſing
'and carrying into Execution of the ſaid recited Act; and alſo § 28.
'ſhould ſet out certain Allotments in lieu of the Tithes ariſing,
'renewing, happening or payable from the Open and Commonable
'Lands within the Limits of the ſaid Foreſt, as were or ſhould be
'found to be Extra Parochial, and ſuch as were locally ſituate within
'the Bounds or Limits of any Pariſh; it was enacted, that the ſaid § 31.
'Commiſſioners ſhould divide, ſet out and allot One full Moiety or
'Half Part of all the Reſt, Reſidue and Remainder of the ſaid
'Foreſt unto The King's moſt Excellent Majeſty, His Heirs and
'Succeſſors, and ſhould ſet out and allot the Reſidue of the Lands
'and Grounds by the ſaid recited Act directed to be divided, al-
'lotted and incloſed, unto and amongſt all and every the Perſons
'entitled to Commonage in, over or upon the ſame reſpectively, or
'any Part or Parts thereof (other than and except The King's Ma-
'jeſty, His Heirs and Succeſſors), in proportion to the real Value
'of their ſeveral and reſpective Meſſuages, Cottages, Lands and
'Tenements in reſpect whereof they were entitled to ſuch Rights of
'Common, and to the Part or Parts of the Lands to be incloſed in,
'over or upon which their reſpective Rights of Common ſhould ex-
'tend, due Regard being had in ſettling the Quantum of each Allot-
'ment to the Quality and Situation of the Land to be comprized
'therein: And Whereas the Commiſſioners appointed in and by the
'ſaid recited Act have proceeded to put the ſame into Execution, and
'great Expences have been thereby incurred, and conſiderable
'Parts of the ſaid Foreſt have been ſold by the ſaid Commiſſioners to
'defray ſuch Expences: And Whereas it appears that the Soil of ſo
'much of the ſaid Foreſt, and the Lands and Grounds of the ſaid
'recited Act mentioned, as will remain to be divided and allotted in
'Severalty unto and amongſt the Perſons entitled to Rights of
'Common in, over and upon the ſaid Foreſt, after making and ſet-
'ting out the other Allotments in the ſaid Act directed, is ſo poor
'and ſterile, that the ſame would not anſwer the Expences of In
'cloſure and Cultivation, and it is therefore expedient that ſo much

'of the ſaid recited Act as directs that Allotments ſhall be made in 'lieu of Tithes, and that the ſaid Commiſſioners ſhould allot the Re- 'ſidue of the ſaid Foreſt and other Open and Commonable Lands '(after ſetting out the King's Allotment and ſuch other Allotments 'as aforeſaid) in Severalty, unto and amongſt the ſeveral Perſons 'entitled to Commonage in, over or upon the ſame, freed and diſ- 'charged from Tithes and Rights of Common, ſhould be repealed, 'together with all Powers and Authorities given by the ſaid recited 'Act to the ſaid Commiſſioners for that Purpoſe; and that the ſaid 'Commiſſioners ſhould be authorized and required to allot One 'Moiety of the ſaid Foreſt to The King's Moſt Excellent Majeſty, 'His Heirs and Succeſſors, and the other Moiety thereof to and 'amongſt the ſeveral Perſons entitled to Rights of Common, to be 'enjoyed by them in common as heretofore, or in ſuch manner as 'under ſuch Rules and Regulations as hereinafter mentioned; but 'freed from all Foreſtal Rights;' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſo much of the ſaid recited Act as directs and empowers the ſaid Commiſſioners to turn or alter any Streams, Springs or Watercourſes within the ſaid Foreſt, and to make and ſet out any Allotments in lieu of Tithes to any Perſon or Perſons whatſoever, and to aſcertain, ſettle or determine to whom ſuch Allotments ſhould belong, and to ſet out and allot the Reſidue of the Lands and Grounds by the ſaid Act directed to be divided, allotted and incloſed unto and amongſt all and every the Perſons entitled to Commonage in, over or upon the ſame reſpectively, or any Part or Parts thereof reſpectively, in proportion to the real Value of their ſeveral and reſpective Meſſuages, Cottages, Lands and Tenements, in reſpect whereof they are entitled to ſuch Rights of Common, and to the Part or Parts of the Lands to be incloſed, in, over or upon which their reſpective Rights of Common ſhould extend, together with all Powers and Authorities given to the ſaid Commiſſioners for that Purpoſe, and all other Powers and Authorities given by the ſaid recited Act to the ſaid Commiſſioners, for directing the fencing of Allotments, and alſo ſo much of the ſaid recited Act, as directs that all Tithes, both Great and Small, Moduſes, Compoſitions and other Payments in lieu of Tithes, ariſing, renewing and payable within the ſaid Foreſt, Lands and Grounds, and all Rights of Common in, over and upon the ſame, ſhall ceaſe and be for ever extinguiſhed, ſhall be and the ſame is and are hereby repealed.

55 G. 3. c. 190. § 24. 28, 29. 34.

§ 55.

§ 50. repealed.

Claims to Right of Common may be received within Two Months after paſſing of Act.

II. And be it further enacted, That the ſaid Commiſſioners ſhall be at Liberty to receive, aſcertain and ſettle the Claims of any Perſon or Perſons to a Right of Common, in and upon the ſaid Foreſt, who may have hitherto omitted to ſend in ſuch Claims, provided the ſame are ſent in within Two Months after the paſſing this Act, and provided all Expences attending the receiving, ſettling and aſcertaining ſuch Claims be paid, borne and defrayed by the Perſon or Perſons making the ſame, but the ſaid Commiſſioners ſhall not be at Liberty to receive any Claims whatſoever, after the Expiration of the ſaid Two Months from the paſſing this Act.

Tithes, &c. to the King to continue payable;

III. And be it further enacted, that The King's Moſt Excellent Majeſty, His Heirs and Succeſſors, ſhall henceforth continue to take, demand,

demand, have and receive all Tithes, both Great and Small, and all Moduſes, Compoſitions and other Payments in lieu of Tithes, ariſing, renewing, increaſing, happening or payable out of, from or in reſpect of ſuch Part or Parts of the Open and Commonable Lands within the Limits of the ſaid Foreſt as are Extra Parochial; and all Tithes, both Great and Small, and all Moduſes, Compoſitions and other Payments in lieu of Tithes whatſoever, ariſing, growing, renewing, increaſing, happening or payable in, over or upon ſuch Part or Parts of the ſaid Open and Commonable Lands as is or are locally ſituate within the Bounds or Limits of any Pariſh or Pariſhes, if any Part or Parts are ſo ſituate, ſhall henceforth be demanded, taken and payable, by and to the Perſon or Perſons, Bodies Politic, Corporate or Collegiate, who is, are or ſhall be entitled thereto, in as full, ample and beneficial, and in ſuch and the ſame manner as if the ſaid recited Act had not been paſſed. and other Tithes, &c.

'IV. And Whereas the ſaid Commiſſioners have, under the Authority of the ſaid recited Act, ſold certain Parts of the ſaid Lands and Grounds within the ſaid Foreſt, for defraying the Expences of paſſing and carrying into Execution the ſaid recited Act, and the Lands and Grounds ſo ſold have been purchaſed by the Perſons now holding the ſame as Tithe free;' Be it therefore enacted, That nothing herein contained ſhall be conſtrued or extend to ſubject any Lands which have been ſo ſold Tithe free to the Payment of Tithes; but the ſame ſhall remain and continue free and exempt from Tithe, in ſuch and the like manner as if this Act had not been paſſed, and that the ſaid Commiſſioners ſhall and they are hereby authorized and required to ſet out and allot unto or for The King's Majeſty, His Heirs or Succeſſors, or the Perſon or Perſons, Bodies Politic or Corporate or Collegiate, who would have been entitled to Tithes in Kind, in, over or upon the ſaid Lands and Grounds ſo ſold by the ſaid Commiſſioners as Tithe free; ſo much and ſuch Parcel of the ſaid Lands and Grounds by the ſaid recited Act directed to be divided, allotted and incloſed, as ſhall in the Judgment of the ſaid Commiſſioners be a full Compenſation and Satisfaction for all Tithes, both Great and Small, and all Moduſes, Compoſitions and other Payments in lieu of Tithes, ariſing, growing, renewing, increaſing, happening or payable out of or from or for or in reſpect of all ſuch Lands and Grounds, which have been ſo ſold Tithe free as aforeſaid. Allotments to the King and other Tithe Owners as Compenſations for the Tithes of Lands ſold by the Commiſſioners Tithe free.

V. And be it further enacted, That the ſaid Commiſſioners ſhall mark and ſet out ſuch Part and Parts of the ſaid Lands and Grounds by the ſaid Act directed to be divided, allotted and incloſed, as by the Sale thereof will in the Judgment of the ſaid Commiſſioners raiſe a ſufficient Sum of Money to defray and diſcharge all Expences incurred in the carrying into Execution of the ſaid recited Act, and now outſtanding and unpaid; and alſo all the Coſts, Charges and Expences incident to the carrying into Execution of ſo much of the ſaid recited Act as is not hereby repealed; and all ſuch Sales ſhall be made either for the beſt Price or Prices which can or may be obtained, by Private Contract, or in the manner and under the Directions and Reſtrictions preſcribed and directed by the ſaid recited Act, with regard to Lands and Grounds thereby authorized and directed to be ſold for the Payment of Expences. Lands to be ſold for paying Expences incurred in carrying recited Act into Execution.

VI. And be it further enacted, That all the Coſts, Charges and Expences incident to the obtaining and paſſing this Act, ſhall be borne, Expences of this Act how to be paid.

borne, paid and defrayed by the Commiſſioners for the time being, of His Majeſty's Woods, Foreſts and Land Revenues, by and out of the Monies to ariſe or be produced by the Sale of the Allotment hereby directed to be ſet out for His Majeſty, His Heirs or Succeſſors, or by and out of any of the Land Revenues of the Crown, which ſhall be under their Care and Management, and ſhall not be otherwiſe appropriated.

'VII. And Whereas the ſaid Commiſſioners are in and by the 'ſaid Act authorized and required to ſet out and appoint any new or 'additional Public Roads or Highways, in and over the ſaid Foreſt, 'and may alſo turn, abate or ſtop up any ancient Carriage Road or 'Way, in, through, upon or over any of the Lands or Ground within 'the ſaid Foreſt;' Be it therefore further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby authorized and empowered to ſet out and appoint any new or additional Public Road or Highway, to or from any Part of the ſaid Foreſt, over the incloſed Lands belonging to any Perſon or Perſons whomſoever, unto and to communicate with or join the Turnpike Road leading from *Brecon* to *Neath*: Provided always, that no ſuch Highway or Road ſhall be ſet out and appointed without the Conſent in Writing of the Owner or Owners of the ſaid Lands, or of the Perſon or Perſons beneficially intereſted therein, having been firſt had and obtained.

Commiſſioners may ſet out Public Roads, with Conſent, into Turnpike Road from Brecon to Neath.

VIII. And be it further enacted, That after the ſaid Commiſſioners ſhall have appointed and ſet out ſuch new and additional Public Roads and Highways, or Tracks or Ways for ſuch Public Roads or Highways, in and over the ſaid Foreſt, as to them ſhall ſeem proper in relation thereto, according to the Directions of the ſaid recited Act, and ſhall have made and ſet out the ſeveral Allotments under the Powers, Authorities and Directions of the ſaid recited Act, for getting Stone, Gravel or other Materials, for the Formation and for the Repairs from time to time for ever, of the Public and Private Roads and Highways made or to be made within the Limits of the ſaid Foreſt, and for Public Limeſtone Quarries, for the Purpoſe of getting Limeſtone and other Stones therefrom, with convenient Roads to and from the ſame reſpectively; and after the making and ſetting out of the Allotments by this Act directed to be made, as a Compenſation and Satisfaction for the Tithes of the Lands which have been ſo ſold Tithe free as aforeſaid, and the Allotments of Lands to be ſold under the Authority of this Act for Payment of Expences, the ſaid Commiſſioners ſhall and they are hereby required to divide, ſet out and allot one Moiety or full Half Part of all the Reſt, Reſidue and Remainder of the ſaid Foreſt (due Regard being had to the Quality and Situation thereof) unto The King's Moſt Excellent Majeſty, His Heirs and Succeſſors, and which ſaid Allotment, as ſoon as the ſame ſhall be allotted and ſevered from the Lands adjoining thereto, ſhall become and remain the excluſive Property of The King's Majeſty, His Heirs and Succeſſors, freed, exonerated and for ever diſcharged, of and from all Rights of Common, Common of Paſture, and Turbary, and all other Rights of what Nature or Kind ſoever.

After Commiſſioners ſhall have ſet out additional Public Roads, &c.;

Moiety of remaining Lands to be ſet out for His Majeſty, diſcharged from Common, &c.

IX. And be it further enacted, That the ſaid Commiſſioners ſhall and they are hereby required to ſet out ſuch and ſo many Private Roads and Ways as ſhall be neceſſary for giving convenient Acceſs to

Private Roads to Allotment to the Crown.

to ſuch Allotment as ſhall be ſo as aforeſaid made to His Majeſty, His Heirs or Succeſſors.

A ſeparate Award of the Crown Allotment, Three Originals, Two enrolled and One depoſited with Clerk of the Peace of the County of Brecknock.

X. And be it further enacted, That when and as ſoon as the ſaid Commiſſioners ſhall have ſet out the Allotment herein before directed to be made and ſet out to His Majeſty, His Heirs and Succeſſors, they ſhall prepare a ſeparate Award, with a Map or Plan of ſuch Allotment annexed thereto, whereof there ſhall be Three Originals, one to be enrolled in the Court of Exchequer at *Weſtminſter*, another in the Office of the Auditor of the Land Revenue, there to remain on Record, and which ſhall afterwards be filed and preſerved amongſt the Muniments of the Office of the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues for the time being; and the ſaid Award, or the Enrolment thereof, ſhall or may be produced, read and received in Evidence on all Occaſions where any Doubt, Queſtion or Controverſy may ariſe, relating to or affecting the Rights and Intereſts of His Majeſty, His Heirs and Succeſſors, in reſpect of the ſaid Allotment to be veſted in The King's Majeſty, His Heirs and Succeſſors, by virtue of this Act; and the Third of the ſaid Awards ſhall be depoſited with the Clerk of the Peace for the ſaid County of *Brecknock*.

Commiſſioners of Woods, &c. empowered to ſell the King's Allotment.

XI. And be it further enacted, That it ſhall and may be lawful for the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues for the time being, to contract and agree for the Sale of, and abſolutely to make ſale and diſpoſe of all ſuch Part or Parts of the ſaid Allotment ſo to be ſet out to His Majeſty, His Heirs and Succeſſors, under the Authority of this Act, as they ſhall think fit, ſubject to the ſame Approbation, and under the ſame Limitations and Reſtrictions, and in the ſame manner, as directed by the ſaid recited Act, with regard to the Sale of Allotments by the ſaid Commiſſioners of His Majeſty's Woods Foreſts and Land Revenues for the time being, under the Authority of that Act.

Reſidue to remain unincloſed for Owners of antient Meſſuages, &c.

XII. And be it further enacted, That all the Reſt, Reſidue and Remainder of the ſaid Lands and Grounds by the ſaid recited Act directed to be divided, allotted and incloſed, ſhall be and remain open and unincloſed for the Benefit of the ſeveral other Owners or Proprietors of ancient Meſſuages, Cottages, incloſed Lands and Grounds, entitled to Rights of Common in, over and upon the ſaid Lands and Grounds, according to their ſeveral and reſpective Rights and Intereſts therein, freed and diſcharged from all Foreſtal Rights, and from all Claims of His Majeſty, His Heirs and Succeſſors, and all Perſons lawfully claiming under him or them; ſave and except ſuch Rights and Intereſts as are hereinafter expreſsly excepted and reſerved to His Majeſty, His Heirs and Succeſſors.

One Commiſſioner empowered to make Regulations for ſtinting the Lands directed to remain unincloſed.

XIII. And be it further enacted, That *John Cheeſe*, One of the Commiſſioners in the ſaid recited Act named, or any Perſon to be nominated or appointed a Commiſſioner in his Room or Stead, ſhall be and is hereby fully authorized and empowered, by any Writing under his Hand and Seal, to be depoſited and left with the Clerk of the Peace for the ſaid County of *Brecknock*, where the ſame ſhall and may be inſpected at all ſeaſonable times for ever thereafter, by any Perſon or Perſons whomſoever, on Payment of One Shilling, and make ſuch Orders and Regulations as he may think beneficial and proper for the ſtinting the Lands and Grounds hereby directed to be and remain open and unincloſed for the Benefit of the ſeveral Perſons

ſons entitled to Rights of Common in, over and upon the ſame; and to limit and ſettle the Quantity of Stock which each Perſon having ſuch Right of Common ſhall reſpectively feed and depaſture thereon, in due Proportion to their reſpective Stints or Rights; and for the equitable Enjoyment thereof; and for the Participation of any Produce growing or to grow thereon; and which Orders and Regulations ſhall be binding and concluſive upon all Perſons intereſted in the ſaid open and unincloſed Lands; and that it ſhall be lawful for the ſaid *John Cheeſe*, or any Perſon ſo to be nominated and appointed a Commiſſioner in his Room or Stead, to raiſe any Sum or Sums of Money which ſhall be requiſite to defray the Coſts, Charges and Expences of ſo regulating the ſaid Stint, or of carrying into Execution any of the Orders or Regulations which ſhall be ſo made for that Purpoſe, by Sale of a ſufficient Part of the Lands and Grounds ſo directed to be and remain open and unincloſed for the Benefit of the ſeveral Perſons entitled to Rights of Common as aforeſaid; which Sale or Sales ſhall be made either by private Contract, or in the manner directed by the ſaid recited Act; and for which Purpoſe the ſaid *John Cheeſe*, or any Perſon to be nominated in his Room or Stead as aforeſaid, ſhall have and be inveſted with all ſuch and the like Powers and Authorities for carrying ſuch Sales into Execution, and completing and perfecting the ſame, as are by the ſaid recited Act given to or veſted in the Commiſſioners for carrying the ſaid Act into Execution, with reſpect to any Sale or Sales thereby authorized or directed to be made by them.

Extinguiſhing Rights of Common on the King's Allotment. Cutting Turf, &c.

XIV. And be it further enacted, That immediately after the ſaid Allotment of the Moiety of the ſaid Lands and Grounds within the ſaid Foreſt, ſo to be made and ſet out to and for His Majeſty, His Heirs and Succeſſors, ſhall by Order of the ſaid Commiſſioners be ſtaked out and marked, all Rights of Common in, over and upon the ſame ſhall ceaſe, and be for ever annulled, aboliſhed and extinguiſhed; and if any Perſon or Perſons ſhall dig, cut or take away any of the Turf, Buſhes or Underwood, or Soil of the ſaid Allotment ſo to be made and ſet out to and for His ſaid Majeſty, His Heirs and Succeſſors, for any Uſe or Purpoſe whatſoever, or under any Right, Privilege or Claim, or Pretence of Right, Privilege or Claim whatſoever, then and in every ſuch caſe, on due Proof made before any one or more Juſtice or Juſtices of the Peace on Oath, (which Oath ſuch Juſtice or Juſtices is and are hereby empowered to adminiſter,) the ſaid Juſtice or Juſtices ſhall, and he or they is and are hereby directed and required by Warrant, under his or their Hand or Hands and Seals, directed to any Perſon or Perſons whomſoever, to cauſe any Sum or Sums of Money not exceeding Five Pounds, to be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo offending in the Premiſes, rendering the Overplus (if any) on Demand, to the Perſon or Perſons whoſe Goods and Chattels ſhall be ſo diſtrained and ſold, after deducting the Coſts and Charges attending ſuch Diſtreſs and Sale; and the Money ſo to be levied as aforeſaid ſhall be applied towards the Payment of the Coſts, Charges and Expences of obtaining and executing this Act.

Penalty.

Commiſſioners not to inquire into or ſettle Pariſh Diſputes,

XV. And be it further enacted, That it ſhall not be lawful for the ſaid Commiſſioners to inquire into, ſettle or aſcertain any Diſputes between any adjoining Pariſhes in which the ſaid Lands or Grounds may lie or be ſituate, or as to the Boundary between any Extra Parochial

chial Place and any adjoining Parish; any thing in the said recited Act, or in the Act of the Forty first Year of the Reign of His present Majesty, intituled *An Act for consolidating in One Act certain Provisions usually inserted in Acts of Inclosure; and for facilitating the Mode of proving the several facts usually required on the passing of such Acts*, contained to the contrary notwithstanding. or as to Boundaries. 41 G. 3. c. 109.

XVI. And be it enacted, That the said Commissioners appointed or to be appointed by or under the Authority of the said recited Act of the Fifty fifth Year of His Majesty's Reign, shall be Commissioners for the putting into Execution of this Act; and all and every Part of the said recited Act of the Fifty fifth Year of the Reign of His Majesty, and all Powers and Authorities thereby given to the said Commissioners (save and except so far as the same is and are hereby repealed, varied or altered), shall be in full Force and Effect, and all such Powers and Authorities shall be used and exercised by the said Commissioners in carrying this Act into Execution, as fully and effectually as if the same had been hereby repeated and re-enacted. Powers of 55 G. 3. c. 190. (Exception,) to continue in force.

XVII. And be it further enacted, That the said Commissioners shall, after having completed such Allotments of the said Forest, draw up or cause to be drawn up their final Award, in manner prescribed by the Act of the Forty first Year of the Reign of His present Majesty, and which shall be made within Twelve Calendar Months after the passing of this Act; and the same, when enrolled in manner directed by the same Act of the Forty first Year of His Majesty's Reign, shall be deposited and left with the Clerk of the Peace for the said County of *Brecknock*, where the same shall and may be inspected and perused at all seasonable times, in the Day time, for ever thereafter, by any Person or Persons whomsoever, paying the Sum of One Shilling, and no more, to the said Clerk of the Peace or his Deputy, for every such Inspection and Perusal; and Two Copies of such Award shall be enrolled, One of them in the Court of Exchequer at *Westminster*, and the other of them in the Office of the Auditor of the Land Revenue, there to remain on Record, and shall afterwards be filed and preserved amongst the Muniments of the Office of the Commissioners of His Majesty's Woods, Forests and Land Revenues; such Award, or the Enrolment thereof, to be produced and read in Evidence on all Occasions where any Doubt or Controversy may arise, relating to or affecting the Rights or Interests of his Majesty, His Heirs or Successors, in respect of any Allotment vested in His Majesty, His Heirs and Successors, by virtue of this Act: Provided always, that this Act shall not defeat or prejudice the Right or Interest of The King's Most Excellent Majesty, his Heirs and Successors, in or to any Mines of Coal, Lead Ores or any other Minerals whatsoever, in or under the same Forest, or any Part thereof; but that His Majesty, His Heirs and Successors, and His or their Lessees and Grantees, Agents, Servants and Workmen, may search for, dig, raise and carry away all Coal, Lead Ores, Metals and all other Minerals whatsoever, as if this Act had not been passed. Final Award by Commissioners. Proviso for His Majesty's Rights to Mines and Minerals.

XVIII. Saving always to The King's Most Excellent Majesty, His Heirs and Successors, and to all Bodies Politic, Corporate or Collegiate, and their Successors, and to all and every Person and Persons whomsoever, his and their Heirs, Executors, Administrators and Assigns, all such Estate, Right, Title, Interest, Claim and Demand whatsoever (other than and except such as is and are hereby expressed, General Saving.

preſſed, meant and intended to be barred, deſtroyed or extinguiſhed), as they, every or any of them had or enjoyed in, to or out of the ſaid Foreſt and Open Commonable Lands and Grounds, by the ſaid recited Act directed to be divided, allotted and incloſed before the paſſing of this Act, or could have had and enjoyed therein in caſe this Act had not been paſſed.

CAP. C.

An Act for veſting in His Majeſty certain Parts of the Hayes of *Birkland* and *Bilhagh*, and of certain Commonable Lands and Open Unincloſed Grounds in the Townſhip of *Edwinſtowe*, within the Foreſt of *Sherwood*, in the County of *Nottingham*. [10th *June* 1818.]

'WHEREAS The King's Moſt Excellent Majeſty, in Right 'of His Crown, is ſeized to Himſelf, His Heirs and Succeſſors, and entitled to the Soil of the Hayes of *Birkland* and 'Bilhagh, in the Townſhip of *Edwinſtowe*, within the Foreſt of 'Sherwood, in the County of *Nottingham*, together with all Timber 'Trees, Wood and Underwood, growing, renewing, ſtanding and 'being thereon; which Tract of Land called *The Hayes of Birkland and Bilhagh*, is computed to contain One thouſand four hundred and eighty ſeven Acres: And Whereas there are within the 'ſaid Townſhip of *Edwinſtowe* certain other Commonable Lands 'and Open and Unincloſed Grounds, containing by Eſtimation 'about One thouſand ſix hundred Acres, the Soil whereof is veſted 'in the ſeveral Lords of the Manors within which the ſaid Commonable Lands and Open and Unincloſed Grounds lie and are 'ſituate; and the ſaid Lords ſeiſed of the Soil thereof are entitled 'to all the Timber Trees, Wood and Underwood, growing, ſtanding and being thereon: And Whereas The King's Moſt Excellent Majeſty being ſeiſed, in Right of His Crown, to Himſelf, His Heirs and Succeſſors, of the ſaid Foreſt of *Sherwood*, is entitled to certain Rights of Deer and Game, and other Foreſtal 'Rights, over all the ſaid Commonable Lands and Open Unincloſed Grounds: And Whereas the Moſt Noble *William Henry Cavendiſh Scott* Duke of *Portland*, is or claims to be Lord of the 'Manor of *Edwinſtowe*, and as ſuch claims to be entitled to the 'Soil of ſo much of the ſaid Commonable Lands and Open Unincloſed Grounds as lies and is ſituate within the ſaid Manor, together 'with the Timber Trees, Wood and Underwood, growing, ſtanding and being thereon: And Whereas the very Reverend the Dean 'of the Cathedral Church of the *Bleſſed Virgin Mary* of *Lincoln*, 'and the Chapter of the ſame Church, are or claim to be Lords of 'the Manor of *Edwinſtowe* Rectory, and as ſuch claim to be entitled to the Soil of ſo much of the ſaid Commonable Lands and 'Open Unincloſed Grounds as lies and is ſituate within the ſame 'Manor, together with all Timber Trees, Wood and Underwood, 'growing, ſtanding and being thereon: And Whereas the Right 'Honourable *Charles* Earl *Manvers* is the Leſſee of the ſaid laſt 'mentioned Manor under the ſaid Dean and Chapter: And Whereas 'the ſaid Duke of *Portland*, the ſaid Earl *Manvers*, and divers 'other Perſons, are Owners or Proprietors of certain Eſtates in the 'ſaid Townſhip of *Edwinſtowe*, within the ſaid Foreſt of *Sherwood*,

'and in respect thereof claim to be entitled (subject to the Forestal 'Rights of His Majesty) to certain Rights of Common and other 'Rights in, over and upon the said Hayes of *Birkland* and *Bilbagh*, 'and the said other Commonable Lands and Open Unincloſed 'Grounds: And Whereas an Act was passed in the Forty first Year 41 G. 3. c. 109. 'of the Reign of His present Majesty, intituled *An Act for conſo- 'lidating in One Act certain Proviſions uſually inſerted in Acts of In- 'cloſure, and for facilitating the Mode of proving the ſeveral Facts 'uſually required on the paſſing of ſuch Acts:* And Whereas the said 'Hayes of *Birkland* and *Bilbagh*, and the said Commonable Lands 'and Open Unincloſed Grounds, in their present State are of less 'Value to His Majesty, or to the several Persons having such Claims 'or Rights thereon as aforesaid, than if the same were incloſed; 'and it would be of great Advantage to His Majesty and the Public 'in general, and be advantageous to the several Persons having such 'Claims and Rights as aforesaid, if the said Hayes of *Birkland* 'and *Bilbagh*, and the other Commonable Lands and Open Unin- 'cloſed Grounds within the Township of *Edwinſtowe*, were diſ- 'afforested, and if the same were divided and allotted to His Majesty 'and the several Persons entitled to and interested in the same; 'subject to the Limitations and Restrictions in this and the said 'recited Act contained:' May it therefore please Your Majesty that it may be enacted; and be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *Adam Murray* of *Saint Martin's Lane, Weſtminſter*, in the County of *Middleſex*, Gentleman, on the Part and behalf of His Majesty, and *John Parkinſon* of *Wellow*, in the said County of *Nottingham*, Gentleman, on the Part and behalf of the several Persons having Rights and Interests in the said Commonable Lands and Open Unincloſed Grounds hereby authorized to be divided and allotted, and their Successors, to be nominated and appointed in manner hereinafter mentioned, shall be and they are hereby appointed Commissioners for dividing, allotting and incloſing the said Hayes of *Birkland* and *Bilbagh*, and the other Commonable Lands and Open Unincloſed Grounds within the said Township of *Edwinſtowe*, and for carrying into Execution the several other Purposes of this Act, in such manner as is hereinafter provided or mentioned, and with such of the Powers, and subject to such of the Rules, Orders, Regulations and Restrictions contained in the said recited Act, as are not varied, altered or otherwise provided for by this Act. Commiſſioners appointed.

II. And be it further enacted, That no Commissioner shall act in the Execution of any of the Powers by the said recited Act or this Act granted (save and except in the signing and giving Notice of the First Meeting of the said Commissioners), until he shall have taken and subscribed the following Oath, in Addition to the Oath by the said recited Act directed to be taken; such Oath to be administered and enrolled in like manner as the Oath by the said recited Act, prescribed to be taken by Commissioners for executing Acts of Incloſure, is directed to be administered and enrolled; which additional Oath shall be in the Words or to the Effect following; that is to say, Oath of Commiſſioners.

'I *A. B.* do swear [*or*, being One of the People called *Quakers*, do 'affirm], That I am neither Proprietor or Occupier of, nor, to 'the best of my Knowledge, am I concerned as Guardian, Steward

'or

'or Agent for any Proprietor of Meſſuages, Houſes, Cottages, Lands 'or Grounds, or other Perſon having or claiming any Right of Com- 'mon, or any Manorial Rights, or any other Right or Intereſt in, 'over or upon the Hayes of *Birkland* and *Bilhagh*, or the other 'Commonable Lands and Open Unincloſed Grounds to be allotted 'and incloſed by virtue of an Act, paſſed in the Fifty eighth Year 'of the Reign of King *George* the Third, intituled [*inſert the Title 'of this Act*]; and that I will honeſtly and faithfully, as a Com- 'miſſioner under the ſaid Act, execute and diſcharge the Powers 'and Authorities thereby given to me.

'So help me GOD.'

For appointing new Commiſſioners.

III. And be it further enacted, That in caſe the ſaid *Adam Murray*, hereby appointed the Commiſſioner for and on behalf of His Majeſty, or any Perſon to be nominated and appointed a Commiſſioner in his Room or Stead, by virtue of this Act, ſhall die, refuſe or neglect to act, or become incapable of acting as ſuch Commiſſioner in the Execution of the ſaid recited Act and this Act, then and in ſuch caſe it ſhall be lawful for the Commiſſioners for the time being of His Majeſty's Woods, Foreſts and Land Revenues, by any Writing under their Hands, within One Calendar Month next after ſuch Death, Refuſal or Incapacity to act as aforeſaid ſhall be made known to them, to nominate and appoint a proper Perſon (not intereſted in the ſaid Diviſion and Incloſure) to be a Commiſſioner in the Room or Stead of the ſaid *Adam Murray*, or of ſuch other Perſon nominated or appointed in his Room or Stead, ſo dying, refuſing, neglecting or becoming incapable to act as aforeſaid; and ſo from time to time as often as any Commiſſioner, to be nominated and appointed by the ſaid Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues as aforeſaid, ſhall die, refuſe, neglect or become incapable to act as ſuch Commiſſioner in the Execution of the ſaid recited Act and this Act; and in caſe the ſaid *John Parkinſon*, or any Perſon to be nominated or appointed in his Room or Stead by virtue of this Act, ſhall die, refuſe or neglect to act, or become incapable to act in the Execution of the ſaid recited Act and this Act, then and in every ſuch caſe the ſurviving or remaining Commiſſioner ſhall, within One Calendar Month next after ſuch Death, Neglect, Refuſal or Incapacity ſhall happen to be known to him, or in caſe of his Death, Neglect, Refuſal or Incapacity, then the Clerk for the time being of the ſaid Commiſſioners ſhall ſummon a Meeting (of which Meeting Twenty one Days' Notice ſhall be given, by Advertiſement, in ſome Paper uſually circulated in the ſaid Townſhip of *Edwinſtowe*, or County of *Nottingham*), of all and every the Owners and Proprietors claiming ſuch Rights as aforeſaid, to be holden within Thirty Days from the Date of ſuch Notice; and the major Part in Value of ſuch Owners and Proprietors, who ſhall be preſent in Perſon, or by their reſpective known Agents, or by their Proxies, duly authorized for that Purpoſe at ſuch Meeting or Meetings (ſuch Value, in caſe of any Difference or Diſpute touching the ſame, to be aſcertained by Reference to the Land Tax Aſſeſſment of the ſaid Parish of *Edwinſtowe*), ſhall, and they are hereby required, at ſuch Meeting to nominate and appoint, by any Writing under their Hands, a proper Perſon or Perſons (not intereſted in the ſaid Diviſion and Incloſure) to be a Commiſſioner in the Room and Stead of the ſaid *John Parkinſon*, or of ſuch other Perſon to be nominated and appointed

pointed in the Room or Stead of him so dying, refusing, neglecting or becoming incapable to act as aforesaid, and so from time to time as often as any such case shall happen; and every such Commissioner so to be nominated and appointed shall, after taking and subscribing the Oaths prescribed in that behalf, have the like Powers and Authorities for carrying the said recited Act and this Act into Execution, and shall be subject and liable to the like Rules, Regulations and Restrictions as if he had originally been nominated a Commissioner in and by this Act.

If new Commissioners not nominated within the time prescribed, the acting Commissioner to make such Appointment.

IV. And be it further enacted, That if the said Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, or the said Persons claiming such Rights as aforesaid, or any of them, shall make Default in nominating and appointing any new Commissioner, so directed to be nominated and appointed by them, or any of them respectively as aforesaid, within the respective times for that Purpose limited, and in manner aforesaid, then and in every such case it shall be lawful for the surviving or remaining Commissioner, and he is hereby required from time to time by Writing under his Hand, within One Calendar Month after the Expiration of such respective times so allowed for nominating and appointing such new and succeeding Commissioner as aforesaid, to nominate and appoint a proper Person (not interested in the said Division and Inclosure) to be a Commissioner in the Room or Stead of every such Commissioner so dying, refusing, neglecting or becoming incapable to act as aforesaid; and every Commissioner so nominated and appointed shall, after taking and subscribing the Oaths prescribed in that behalf, have the like Power and Authority for carrying the said recited Act and this Act into Execution, and shall be subject and liable to the like Rules, Regulations and Restrictions as if he had been originally nominated a Commissioner in and by this Act.

Commissioners neglecting to attend Meetings, &c. considered a Refusal to act.

V. Provided always, and be it further enacted, That if either of the said Commissioners hereby nominated or any Commissioners to be nominated or appointed by virtue of this Act, shall wilfully refuse or neglect to attend at the First Meeting appointed to be holden for carrying this Act into Execution, and duly qualify himself by taking and subscribing the Oaths prescribed in that behalf; or if either of the said Commissioners shall, at any time after the First Meeting, wilfully absent himself from any Three successive Meetings appointed to be holden by virtue of this Act, or having been absent from Two successive Meetings shall not attend during the whole of the Third or next succeeding Meeting (such Meetings being known to him, either by his being present at the Appointment thereof, or by Notice thereof in Writing having been given to him or left at his last or usual Place of Abode by the Clerk to the said Commissioners); and such Commissioner not having been prevented, by Sickness or other reasonable Cause to be allowed by the other Commissioner, from continuing or attending at any such Meeting or Meetings, or if any Commissioner to be nominated and appointed in manner by this Act directed, shall not attend and qualify himself to act as a Commissioner in the Execution of the said recited Act and this Act, at the First Meeting of the Commissioners after his Nomination or Appointment, or shall thereafter wilfully absent himself from Three successive Meetings to be holden by virtue of this Act, or having been absent from Two successive Meetings shall not attend the whole of the Third next succeeding

ceeding Meeting, (such Meetings being known to him in manner aforesaid, and such Commissioner not having been prevented by Sickness, or other reasonable Cause to be allowed by the other Commissioner, from attending or continuing at such Meeting or Meetings,) then and in every such case such Absence or Non Attendance shall be deemed and taken to be a Refusal to act within the Intent and Meaning of this Act.

Not being prevented by Sickness, &c.

Power to Commissioners to appoint Clerks.

VI. And be it further enacted, That the said Commissioners shall, and they are hereby authorized and empowered to appoint a Clerk to assist them in the Execution of the said recited Act and this Act, and shall and may remove such Clerk and appoint another in his Room, as to them shall seem meet; and in case of the Death, Incapacity, Neglect or declining to act, of any such Clerk, then and in any such case the said Commissioners shall and may appoint any other Person they may think proper to be their Clerk.

Appointment of an Umpire.

VII. And be it further enacted, That if any Difference shall arise between the said Commissioners, touching or concerning any matter or thing to be done by them, by virtue or in the Execution of the said recited Act or this Act, whereupon the said Commissioners shall differ in Opinion, then and in every such case such Difference shall be forthwith referred to such fit and proper Person (not interested in the said Division and Inclosure) as the said Commissioners shall, by Writing under their Hands, appoint as Umpire between them, and which Appointment they are hereby required to make at their First Meeting to be held under this Act; and the matter upon which such Difference shall arise shall be settled and determined by such Person so to be appointed Umpire, whose Determination therein shall be reduced into Writing, and shall be binding and conclusive upon all Parties whomsoever (except as to such Right of Appeal as is given by the said recited Act or this Act); and for the Purposes aforesaid such Umpire shall have and he is hereby vested with the same Powers and Authorities as by the said recited Act and this Act are given to or vested in the said Commissioners.

Umpire to take an Oath.

VIII. Provided always, and be it further enacted, That no Person shall be capable of acting as Umpire as aforesaid, until he shall have taken and subscribed an Oath in the Form or to the Effect following; that is to say,

'I *A. B.* do swear [*or*, being One of the People called *Quakers*, do solemnly affirm], That I will faithfully, impartially and honestly, according to the best of my Skill and Judgment, execute and perform the several Powers and Authorities vested and reposed in me as an Umpire, by virtue of an Act passed in the Fifty eighth Year of the Reign of King *George* the Third, intituled *An Act* [*here insert the Title of this Act*], according to Equity and good Conscience, and without Favour or Affection, Prejudice or Partiality to any Person or Persons whomsoever.

'So help me GOD.'

Which Oath the said Commissioners, or either of them, are and is hereby empowered to administer; and such Oath, and also the Writing appointing such Umpire, shall be annexed to and enrolled with the final Award of the said Commissioners.

Surveyors how to be appointed.

IX. And be it further enacted, That it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests and Land Revenues,

Revenues, as ſoon as conveniently may be after the paſſing of this Act, by Writing under their Hands and Seals, to nominate and appoint ſome fit and proper Perſon and Perſons (not intereſted in the ſaid Diviſion and Incloſure) to be the Surveyor or Surveyors for viewing, ſurveying and meaſuring the ſaid Hayes of *Birkland* and *Bilhagh*, and the other Commonable Lands and Open Unincloſed Grounds within the ſaid Townſhip of *Edwinſtowe*, by this Act to be divided, allotted and incloſed; and ſuch Surveyor or Surveyors is and are hereby accordingly authorized and directed, as ſoon as conveniently may be after the paſſing of this Act, to view, ſurvey and meaſure the Hayes of *Birkland* and *Bilhagh*, and the Commonable Lands and Open Unincloſed Grounds within the ſaid Townſhip of *Edwinſtowe*, and to deſcribe and lay down the ſame by way of Map or Plan, and thereon, or in a Book of Reference to be annexed thereto, ſhall be ſet forth the Number of Statute Acres, Roods and Perches of the ſaid Hayes and Commonable Lands and Unincloſed Grounds; and that when and ſo ſoon as the ſaid Surveyor or Surveyors ſhall have finiſhed and completed the ſaid Survey, Map or Plan, he or they ſhall, by Notice in Writing under his or their Hand or Hands, apprize the ſaid Commiſſioners thereof, and appoint a time and Place for meeting with them, of which Ten Days' Notice at leaſt ſhall be given to each of the ſaid Commiſſioners; at which Meeting the ſaid Surveyor or Surveyors ſhall deliver to the ſaid Commiſſioners preſent at ſuch Meeting his or their Survey and Plan, and Book of Reference, and ſhall ſubſcribe the ſame with his or their Name or Names, in the Preſence of the ſaid Commiſſioners, who ſhall atteſt the ſame.

Surveyor's Oath.

X. And be it further enacted, That no Perſon ſhall act as a Surveyor in the Execution of any of the Powers hereby given, until he ſhall have taken and ſubſcribed the Oath following; that is to ſay,

'I *A. B.* do ſwear [*or*, being One of the People called *Quakers*, do ſolemnly affirm], That I will faithfully, impartially and honeſtly, to the beſt of my Skill and Judgment, execute the ſeveral Powers and Authorities veſted and repoſed in me, as a Surveyor, by virtue of an Act paſſed in the Fifty eighth Year of the Reign of King *George* the Third, intituled *An Act* [*here inſert the Title of this Act*], without Favour or Affection, Prejudice or Partiality, to any Perſon or Perſons whomſoever. So help me GOD.'

Which Oath it ſhall be lawful for either of the ſaid Commiſſioners to adminiſter; and the ſaid Oath when ſo taken ſhall be written on Parchment, and ſubſcribed by the ſaid Surveyor, and duly atteſted by the ſaid Commiſſioners under their Hands, and ſhall be enrolled with the final Award to be made by the ſaid Commiſſioners.

Appointment of new Surveyors, in caſe of Death, &c.

XI. Provided always, and be it further enacted, That in caſe the ſaid Surveyor or Surveyors ſo to be appointed as aforeſaid, or any ſucceeding Surveyor to be appointed in manner hereinafter mentioned, ſhall die, refuſe, neglect to act or become incapable of acting in the Execution of the ſaid recited Act and this Act, then and in every ſuch caſe, it ſhall be lawful for the Commiſſioners for the time being of His Majeſty's Woods, Foreſts and Land Revenues, by any Writing under their Hands, within One Calendar Month next after ſuch Death, Refuſal, Neglect or Incapacity as aforeſaid ſhall be made known to them, to nominate and appoint ſome other fit and proper

Perſon (not intereſted in the ſaid Diviſion and Incloſure) to be a Surveyor in the Room or Stead of any Surveyor ſo dying, refuſing or neglecting to act, or becoming incapable of acting in the Execution of the ſaid recited Act and this Act; and every Surveyor ſo nominated and appointed ſhall, after taking and ſubſcribing the Oath preſcribed in this behalf, have the like Powers and Authorities, and ſhall be ſubject and liable to the like Rules, Regulations and Reſtrictions, as if he had been originally appointed a Surveyor by virtue of this Act.

If Commiſſioners of Woods, &c. neglect to appoint, Commiſſioners under the Act to have the Power.

XII. And be it further enacted, That if the Commiſſioners for the time being of His Majeſty's Woods, Foreſts and Land Revenues, ſhall make Default in nominating and appointing any Surveyor or Surveyors ſo directed to be nominated and appointed by them as aforeſaid, within the time for that Purpoſe limited, and in manner aforeſaid; then and in every ſuch caſe it ſhall be lawful for the Commiſſioners acting in the Execution of this Act, and they are hereby required from time to time, by Writing under their Hands, within One Calendar Month after the Expiration of the time ſo allowed for nominating and appointing any new and ſucceeding Surveyor or Surveyors as aforeſaid, to nominate and appoint a proper Perſon (not intereſted in the ſaid Diviſion and Incloſure) to be a Surveyor in the Room or Stead of any ſuch Surveyor ſo dying, refuſing or becoming incapable to act as aforeſaid; and every Surveyor ſo nominated and appointed ſhall, after taking the Oath preſcribed in that behalf, have the like Powers and Authorities, and be ſubject to the like Rules and Reſtrictions as if he had been originally appointed a Surveyor under and by virtue of this Act.

Meetings of Commiſſioners.

XIII. And be it further enacted, That the Firſt Meeting of the ſaid Commiſſioners for putting this Act in Execution ſhall be held at the Houſe of *Mary Hirſt*, the Sign of *The Royal Oak*, in *Edwinſtowe*, or at ſome other convenient Place in the Townſhip of *Edwinſtowe*, within Two Calendar Months at the fartheſt next after the paſſing of this Act; and that the ſaid Commiſſioners ſhall cauſe Notice in Writing to be affixed upon each of the outer Doors of the Church of the Pariſh of *Edwinſtowe*; and alſo Notice by Advertiſement to be inſerted in the *Nottingham Journal* Newſpaper, if then publiſhed, and if not, then in ſome other Newſpaper or Newſpapers uſually circulating in the ſaid Townſhip of *Edwinſtowe* or County of *Nottingham*, of the time and Place of their Firſt and every ſubſequent Meeting (Meetings by Adjournment only excepted) for the Execution of the Powers of this Act veſted in them, Fourteen Days at leaſt before the time appointed for ſuch reſpective Meetings; and in caſe only One of the ſaid Commiſſioners ſhall attend at the time and Place appointed for any Meeting, or to which any Meeting ſhall be adjourned, it ſhall be lawful for ſuch Commiſſioner ſo attending, and for the Clerk of the ſaid Commiſſioners, in caſe neither of the ſaid Commiſſioners ſhall attend, to adjourn ſuch Meeting, to be holden at any future Day, not exceeding Twenty-one Days from the Day of Adjournment, at the ſame or ſome other convenient Place in the Townſhip of *Edwinſtowe*, or within Three Miles thereof; and the Commiſſioner or Clerk ſo making ſuch Adjournment is hereby required to give timely Notice thereof to the abſent Commiſſioner or Commiſſioners, and that the ſaid Commiſſioners ſhall have

Notice of Meetings to be given.

Power

Power to adjourn any Meeting to be held by virtue of the ſaid recited Act or this Act from time to time as they may think convenient.

Other Notices how to be given.

XIV. And be it further enacted, That all other Public Notices requiſite or neceſſary to be given by the ſaid Commiſſioners, ſhall be given by Advertiſement to be inſerted in the ſaid *Nottingham Journal* Newſpaper, if then publiſhed, and if not, then in ſome other Newſpaper or Newſpapers uſually circulating in the ſaid Townſhip of *Edwinſtowe* or County of *Nottingham*, and alſo affixed on the principal outer Door of the Pariſh Church of *Edwinſtowe* aforeſaid.

Claims of Right to be produced to the Commiſſioners.

XV. Provided always, and be it enacted, That all Perſons having or claiming any Eſtate, Intereſt or Rights in or upon the Lands and Grounds hereby directed to be divided, allotted and incloſed, ſhall by themſelves or their Agents deliver their reſpective Claims in Writing to the ſaid Commiſſioners, at a Meeting to be holden for that Purpoſe, in manner directed by the ſaid recited Act of the Forty firſt Year of the Reign of His preſent Majeſty, of which Meeting Twenty one Days' Notice in Writing, under the Hands of the ſaid Commiſſioners, expreſſing the Purpoſe of ſuch Meeting, ſhall be given in manner hereinbefore directed.

Commiſſioners may ſettle Diſputes as to Rights or Intereſts claimed; but not Title.

XVI. And be it further enacted, That in caſe any Diſpute or Difference ſhall ariſe between any of the Parties intereſted or claiming to be intereſted in the ſaid intended Diviſion and Incloſure, touching or concerning the reſpective Rights and Intereſts which they or any of them ſhall have or claim to have in the ſame, or touching or concerning any other matter or thing relating to the ſaid Diviſion and Incloſure, it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered to examine into, hear and determine the ſame reſpectively: Provided always, that nothing herein contained ſhall authorize the ſaid Commiſſioners to determine the Title to any Meſſuages, Lands, Tenements or other Hereditaments whatſoever.

Power to Commiſſioners to aſſeſs Coſts relative to diſputed Claims and Objections.

XVII. And be it further enacted, That in caſe the ſaid Commiſſioners ſhall upon the Hearing and Determination of any Claim or Claims, Objection or Objections to be delivered to them in purſuance of this or the ſaid recited Act, ſee Cauſe to award any Coſts, then and in ſuch caſe it ſhall be lawful for the ſaid Commiſſioners, and they are hereby empowered upon Application made to them for that Purpoſe, to ſettle, aſſeſs and award ſuch Coſts and Charges as they ſhall think reaſonable, to be paid either to the public Account for or towards the Expences occaſioned in or relating to the inveſtigating, ſettling and determining of ſuch Claim or Claims if finally diſallowed, or to the Party or Parties in whoſe Favour any Determination of the ſaid Commiſſioners ſhall be made, by the Perſon or Perſons, or Body or Bodies Politic, Corporate or Collegiate, whoſe Claim or Claims, Objection or Objections, ſhall be thereby diſallowed or overruled; and in caſe the Perſon or Perſons, or Body or Bodies Politic, Corporate or Collegiate, who ſhall be liable to pay ſuch Coſts and Charges, ſhall neglect or refuſe to pay the ſame on Demand, then and in every caſe it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and required, by Warrant under their Hands, directed to any Perſon or Perſons whomſoever, to cauſe ſuch Coſts and Charges to be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons, or Body or Bodies Politic, Corporate or Collegiate, ſo neglecting or refuſing to pay the ſame, rendering

Diſtreſs.

dering the Overplus (if any) upon Demand to the Perſon or Perſons, or Bodies Politic, Corporate or Collegiate, whoſe Goods and Chattels ſhall have been ſo diſtrained and ſold, after deducting the Coſts and Charges attending ſuch Diſtreſs and Sale.

Parties may try their Rights by an Iſſue at Law.

XVIII. And be it further enacted, That in caſe any Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate, intereſted or claiming to be intereſted in the ſaid intended Diviſion and Allotments, ſhall be diſſatisfied with any Determination of the ſaid Commiſſioners, touching or concerning any Claim or Claims of any Right of Common or other Rights or Intereſts whatſoever, in, over or upon the ſaid Lands and Grounds hereby directed to be divided, allotted or incloſed, or any Part or Parts thereof, then and in every ſuch caſe it ſhall be lawful for the Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate ſo diſſatisfied, to cauſe an Action to be brought, upon a feigned Iſſue, againſt the Perſon or Perſons in whoſe Favour ſuch Determination ſhall have been made, or againſt the ſaid Commiſſioners, if the Subject of their Determination ſhall be of ſuch a Nature as will affect the Perſons in general intereſted in the ſaid Diviſion and Incloſure, within Three Calendar Months next after ſuch Determination or Order of the ſaid Commiſſioners ſhall have been notified in Writing to the Party or Parties intereſted therein, and ſhall proceed to a Trial or Trials at Law at the then next or at the following Aſſizes to be holden for the ſaid County of *Nottingham*; and the Defendant or Defendants in ſuch Action or Actions ſhall, and he, ſhe or they is and they are hereby required to name an Attorney or Attornies, who ſhall appear thereto or file Common Bail, and accept One or more Iſſue or Iſſues whereby ſuch Claim or Claims, and the Right or Rights thereby inſiſted on, may be tried and determined; ſuch Iſſue or Iſſues to be ſettled by the proper Officer of the Court in which the ſaid Action or Actions ſhall be commenced, in caſe the Parties differ about the ſame; and the Verdict or Verdicts which ſhall be given in ſuch Action or Actions ſhall be binding, final and concluſive upon all and every Perſon and Perſons whomſoever, Body and Bodies Politic, Corporate or Collegiate, unleſs the Court wherein ſuch Action or Actions ſhall be brought ſhall ſet aſide ſuch Verdict or Verdicts, and order a new Trial to be had therein, which it ſhall be lawful for the Court to do as is uſual in other caſes; and after ſuch Verdict or Verdicts ſhall be obtained, and not ſet aſide by the Court, the ſaid Commiſſioners ſhall and they are hereby required to act in Conformity thereto, and to allow or diſallow the Claim or Claims thereby determined, according to the Event of ſuch Trial or Trials; and all Coſts and Charges payable by the ſaid Commiſſioners in ſuch Action or Actions, ſhall be paid and diſcharged out of the Monies to be raiſed by them for the Purpoſes of this Act.

Proceedings.

In what caſe Determination of the Commiſſioners final.

XIX. Provided always, and be it enacted, That the Determination of the ſaid Commiſſioners, touching ſuch Claim or Claims of any Right of Common, or other Rights or Intereſts in, over or upon the ſaid Lands and Grounds hereby directed to be divided, allotted and incloſed, or any Part thereof, ſhall, in caſe ſuch Determination ſhall not be ſo objected to, or, being objected to, ſuch Action or Actions at Law ſhall not be brought and proceeded in within the time and manner herein for that Purpoſe mentioned, be final and concluſive upon

upon all and every Perſon and Perſons, Body and Bodies Politic, Corporate or Collegiate.

Action not to abate by Death of Parties.

XX. And be it further enacted, That if either of the Parties, in any Action to be brought or Appeal had in purſuance of this Act, ſhall die pending the ſame, ſuch Action or Appeal ſhall not abate by reaſon thereof, but ſhall be proceeded in as if no ſuch Event had happened.

Diſputes touching Title not to ſuſpend Execution of Act.

XXI. Provided always, and be it enacted, That no ſuch Difference, Diſpute or Proceeding, touching the Title to any Lands, Tenements or Hereditaments, ſhall impede or delay the ſaid Commiſſioners in the Execution of this Act; but the Diviſion or Incloſure hereby directed to be made ſhall be proceeded in notwithſtanding any ſuch Difference, Suit or Proceeding; and the ſaid Commiſſioners ſhall, by proper Marks and Bounds, ſet out the Lands and Grounds which ſhall be allotted in lieu of ſuch litigated Property, ſo that the ſame may be diſtinguiſhed from any other Lands and Grounds, and may be had and taken by the Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate, who, upon the Determination of ſuch Difference, ſhall be entitled to the ſame.

In caſe of the Death of intended Defendants in Action before Action brought, the ſame to be carried on and defended in their Names.

XXII. Provided always, and be it further enacted, That if any Perſon or Perſons in whoſe Favour any ſuch Determination as aforeſaid ſhall have been made, and againſt whom any Action or Actions might have been brought if living, ſhall die before any ſuch Action or Actions ſhall have been brought, and before the Expiration of the time hereinbefore limited for bringing ſuch Action or Actions, it ſhall be lawful for the Perſon or Perſons, Bodies Politic, Corporate or Collegiate, who might have brought ſuch Action or Actions againſt the Perſon or Perſons ſo dying, to bring the ſame within the time ſo limited as aforeſaid againſt ſuch Perſon or Perſons as if actually living, and to ſerve the Clerk to the ſaid Commiſſioners with Proceſs for commencing ſuch Action or Actions, in the ſame manner as the Party or Parties ſo dying might have been ſerved therewith if living; and it ſhall thereupon be incumbent on the Heir or Heirs, or other Perſon or Perſons who ſhall claim the Benefit of ſuch Determinations as aforeſaid, to appear and defend ſuch Action or Actions in the Name or Names of the Perſon or Perſons ſo dead, and Proceedings ſhall be had therein in the ſame manner as if ſuch Perſon or Perſons had been actually living; and the Rights of all Parties ſhall be equally bound and concluded by the Event of ſuch Action or Actions.

Perſons in Poſſeſſion (Exception) not to be moleſted without due Courſe of Law.

XXIII. Provided alſo, and be it further enacted, That nothing in this Act contained ſhall extend to enable the ſaid Commiſſioners to determine any Right between any Parties, contrary to the Poſſeſſion of any ſuch Parties, excepting caſes of Encroachment; but in caſe the ſaid Commiſſioners ſhall be of Opinion againſt the Right of the Perſon or Perſons ſo in Poſſeſſion, they ſhall forbear to make any Determination thereupon until the Poſſeſſion ſhall have been given up by or recovered from ſuch Perſon or Perſons by Ejectment or other due Courſe of Law.

In what caſe Triſl of Boundaries by an Iſſue at Law inſtead of Appeal to Quarter Seſſions.

XXIV. And be it further enacted, That if any Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate, ſhall conſider himſelf, herſelf or themſelves prejudiced or aggrieved by the Determination of the ſaid Commiſſioners, reſpecting the Limits or Boundaries of the ſaid Townſhip of *Edwinſtowe*, upon the ſaid Lands

and Grounds hereby directed to be divided, allotted and incloſed, or of any Pariſh, Manor, Townſhip, Hamlet, Diſtrict or Place adjoining thereto, as the ſame ſhall be ſet out and aſcertained by the ſaid Commiſſioners purſuant to the ſaid recited Act of the Forty firſt Year of the Reign of His preſent Majeſty, and ſhall by Writing under his, her or their Hands or Hand give Notice to the ſaid Commiſſioners, within Three Calendar Months next after ſuch Determination, of his, her or their Deſire to have the ſame determined by an Iſſue at Law, inſtead of an Appeal to the Quarter Seſſions, under the Proviſions of the ſaid laſt-recited Act; then and in ſuch caſe it ſhall be lawful for the Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate, ſo diſſatisfied with ſuch Determination, to have the ſame aſcertained by Trial of an Iſſue at Law, under the Proviſions of this Act, in ſuch and the like manner as in caſe of any diſputed Right or Claim.

For adjuſting Allotments, Commiſſioners may adjudge Quantity and Value of Lands, &c.

XXV. And be it further enacted, That for the Purpoſe of adjuſting the Allotments of Land to be made to the ſeveral Perſons entitled to any Right of Common upon the ſaid Hayes or Commonable Lands and Unincloſed Grounds hereby directed to be divided and incloſed, the ſaid Commiſſioners ſhall and they are hereby authorized to adjudge and determine the Quantity and Value of all and every of the Lands in virtue whereof ſuch Right of Common is claimed and allowed, and to rate and eſtimate the ſame as to them ſhall ſeem juſt and reaſonable, according to the real Value thereof, for the Purpoſes of Huſbandry, without regard to any artificial or extraordinary Value ariſing from local, temporary or other peculiar Advantages; and ſuch their Judgment and Determination ſhall be binding and concluſive upon all Parties whomſoever: Provided, that nothing herein contained ſhall extend to authorize the ſaid Commiſſioners, or any of them, to conſider any ancient Meſſuage or Building, or Scite thereof, in reſpect whereof any Right of Common ſhall be allowed, at any more or greater Value than any other ancient Meſſuage or Building, or Scite thereof; but the ſaid Commiſſioners ſhall rate and eſtimate all ancient Meſſuages and Buildings, and Scites thereof, at an equal Value one with another, and at ſuch Value as they ſhall think moſt expedient.

Commiſſioners to ſet out private Roads to His Majeſty's Allotments.

XXVI. And be it further enacted, That the ſaid Commiſſioners ſhall and they are hereby required to ſet out ſuch and ſo many private Roads and Ways as ſhall be neceſſary for giving to His Majeſty, His Heirs, Succeſſors and Aſſigns, and to the Commiſſioners for the time being of His Majeſty's Woods, Foreſts and Land Revenues, and the Deputy Clerk and Servants of ſuch Commiſſioners, convenient Acceſs to the Allotments of His Majeſty to be ſet out under the Authority of this Act.

Power to turn and ſtop Roads, on giving Notice and having the Conſent of Juſtices.

XXVII. And be it further enacted, That the ſaid Commiſſioners ſhall and may turn or abate, and ſtop up, or order to be turned or abated and ſtopped up, any ancient Carriage Road or Way, Roads or Ways, except Turnpike Roads or ancient Footway or Path, Footways or Paths, in, through, upon or over any of the ſaid Hayes and Commonable Lands, and Open Unincloſed Grounds, hereby directed to be divided, allotted and incloſed, where they ſhall judge it requiſite or expedient, giving ſuch Notice of a Day to be appointed by them to receive Objections, as in the ſaid recited Act of the Forty firſt Year of the Reign of His preſent Majeſty is directed

or

or required in the caſe of ſetting out the Roads and Ways therein mentioned, and obſerving the Directions of the ſaid recited Act as to the obtaining the Concurrence and Order of Two Juſtices of the Peace previous thereto, and ſubject to an Appeal to the Quarter Seſſions, as in the ſaid recited Act is mentioned. Appeal.

XXVIII. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby empowered to direct, order and award all Streams of Water, Springs and Watercourſes within the Lands and Grounds hereby directed to be divided, allotted and incloſed, to be carried and conveyed in ſuch Courſes, and through ſuch of the ſaid Lands and Grounds ſo hereby intended to be divided, allotted and incloſed, as they in their Diſcretion ſhall think neceſſary and proper for the Purpoſes aforeſaid: Provided always, that no ſuch Streams of Water, Springs or Watercourſes ſhall be diverted or turned without the Conſent in Writing of the Perſon or Perſons from and into whoſe Lands the ſame ſhall be carried or conveyed. Commiſſioners empowered to turn Watercourſes with Conſent of Proprietors of Lands.

XXIX. And be it further enacted, That the ſaid Commiſſioners ſhall, and they are hereby required, as ſoon as conveniently may be after ſetting out Public Roads and Highways as by the ſaid recited Act of the Forty firſt Year of the Reign of His preſent Majeſty is directed, to ſet out and allot, unto and for the Surveyors of the Highways of the ſaid Townſhip of *Edwinſtowe*, ſo much and ſuch Part or Parts of the ſaid Commonable Lands and Open Unincloſed Grounds to be divided, allotted and incloſed, not exceeding Three Acres, and in ſuch Places, as the ſaid Commiſſioners ſhall think proper, for getting Stone, Gravel or other Materials for the Repairs for Private Roads and Highways within the ſaid Townſhip; and any Graſs and Herbage ariſing therefrom ſhall be and the ſame are hereby veſted in the ſaid reſpective Surveyors of the Highways for the time being, who ſhall let the ſame, and account reſpecting the Rents and Profits in the ſame manner as they are by Law liable to account for other Monies collected and received by them as Surveyors as aforeſaid. Allotments for Repairs of private Roads to be made to Surveyors of Highways.

XXX. And be it further enacted, That when the Survey of the ſaid Lands and Grounds by this Act intended to be divided, allotted and incloſed, ſhall have been made and delivered to the ſaid Commiſſioners for carrying this Act into Execution, and the Boundaries thereof ſhall have been duly ſettled, and when, purſuant to the Powers hereinbefore contained, the ſeveral Pieces of Ground for Roads, Highways and Places for getting Materials for the Repairs of the Roads ſhall have been ſet out, the ſaid Commiſſioners ſhall, as ſoon as may be, proceed to value the whole of the ſaid Hayes of *Birkland* and *Bilhagh*, and other Commonable Lands and Open Unincloſed Grounds within the ſaid Townſhip of *Edwinſtowe* aforeſaid; and when and ſo ſoon as ſuch Valuation ſhall have been made, the ſaid Commiſſioners ſhall ſet out and allot in Severalty unto The King's Moſt Excellent Majeſty, His Heirs and Succeſſors, one full Moiety or Half Part (Quantity, Quality and Value being conſidered) of the Lands and Grounds comprized within the ſaid Hayes of *Birkland* and *Bilhagh*, the Soil whereof is veſted in His Majeſty for and as a Conſideration for ſuch Right of Soil, and for all the Rights and Intereſts of His Majeſty, His Heirs and Succeſſors, in and to the ſaid Hayes of *Birkland* and *Bilhagh*; and the ſaid Commiſſioners ſhall in the next Place Allotments to His Majeſty.

Place ſet out and allot in Severalty unto The King's Moſt Excellent Majeſty, His Heirs and Succeſſors, ſo much and ſuch Part and Parts of the other Commonable Lands and Open Unincloſed Grounds within the ſaid Townſhip of *Edwinſtowe*, not comprized in the ſaid Hayes, as in the Judgment of the ſaid Commiſſioners ſhall (Quantity and Quality and Situation conſidered) be equal in Value to One Thirty ſecond Part of the whole of the ſaid Commonable Lands and Open Unincloſed Grounds which ſhall remain after making ſuch Allotments as aforeſaid, the ſaid laſt mentioned Allotment to be ſet out as near the former as conveniently may be, and to be deemed and taken to be as a Compenſation and in Satisfaction of His Majeſty's Rights of Deer, Game and other Foreſtal Rights; and ſo ſoon as the ſame ſhall be ſevered from the Lands adjoining thereto, the Allotments of One Moiety or Half Part of the ſaid Hayes, and One Thirty ſecond Part of the other Commonable Lands and Open Unincloſed Grounds ſhall become and remain the excluſive and abſolute Property of The King's Moſt Excellent Majeſty, His Heirs and Succeſſors, freed, exonerated and for ever diſcharged of and from all Right of Common of Paſture, Common of Eſtovers, and all other Rights of what Nature or Kind ſoever, and of all and ſingular the Owners and Occupiers of Manors, Meſſuages, Cottages, Lands, Tenements and Hereditaments, who at the time of paſſing this Act were entitled to any ſuch Rights thereon, or of any other Perſon or Perſons whomſoever.

A certain Allotment taken in Satisfaction of His Majeſty's Foreſtal Rights.

Award of the Crown's Allotments, Three Originals, Two enrolled, and One depoſited with Clerk of the Peace of the County of Nottingham.

XXXI. And be it further enacted, That when and ſo ſoon as the ſaid Commiſſioners ſhall have ſet out the Allotments hereinbefore directed to be ſet out to His Majeſty, His Heirs and Succeſſors, they ſhall prepare an Award, with a Map or Plan annexed thereto, and which Award ſhall be prepared and executed within Two Years after the paſſing of this Act, and whereof there ſhall be Three Originals, One to be enrolled in the Court of Exchequer at *Weſtminſter*, another in the Office of the Auditor of the Land Revenue, there to remain on Record, and ſhall afterwards be filed and preſerved amongſt the Muniments of the Office of the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues for the time being; ſuch Award, or the Enrolment thereof, to be produced, read and received in Evidence on all Occaſions where any Queſtion, Doubt or Controverſy ſhall or may ariſe relating to or affecting the Rights and Intereſts of His Majeſty, His Heirs or Succeſſors, in reſpect of any Allotment veſted in The King's Moſt Excellent Majeſty, His Heirs and Succeſſors, by virtue of this Act; and the Third of the ſaid Awards ſhall be depoſited with the Clerk of the Peace of the ſaid County of *Nottingham*.

Allotments to Lords for Right of Soil.

XXXII. And be it further enacted, That the ſaid Commiſſioners ſhall aſſign, ſet out and allot, unto and for the Lord or Lords of the ſeveral Manors of *Edwinſtowe* and *Edwinſtowe* Rectory, ſo much of the ſaid Commonable Lands and Open Unincloſed Grounds within the ſaid Townſhip of *Edwinſtowe* as in the Judgment of the ſaid Commiſſioners ſhall be equal in Value (Quality, Quantity and Situation conſidered) to One eighteenth Part thereof; and ſuch Allotments ſhall be a full Recompence and Compenſation for the Right of ſuch Lord or Lords in and for the Soil of the ſaid Commonable Lands and Open Unincloſed Grounds, and ſhall be divided and apportioned between

between the ſaid reſpective Lords, according to their reſpective Rights and Intereſts.

XXXIII. And be it further enacted, That the ſaid Commiſſioners ſhall and they are hereby required, after making ſuch Allotments as are hereinbefore mentioned, to divide, ſet out and allot the other Moiety or Half Part of the ſaid Hayes of *Birkland* and *Bilhagh*, and all the Reſt, Reſidue and Remainder of the ſaid Commonable Lands and Open Uninclоſed Grounds within the ſaid Townſhip of *Edwinſtowe*, unto and amongſt all and every the Perſon and Perſons, Body or Bodies Politic, Corporate or Collegiate, entitled to the Commonage in, over or upon the ſame, or any Part or Parts thereof reſpectively, according to their ſeveral and reſpective Eſtates, Rights and Intereſts therein, as they the ſaid Commiſſioners ſhall adjudge and deem to be a fair and equal Compenſation and Satisfaction for ſuch their ſeveral and reſpective Eſtates, Rights and other Intereſts as aforeſaid, due Regard being had, in ſettling the Quantum of each Allotment, to the Quality and Situation of the Land to be comprized therein. Allotment of Reſidue.

XXXIV. And be it further enacted, That all Timber Trees, Wood and Underwood, growing, ſtanding and being on any Allotments of that Moiety or Half Part of the ſaid Hayes of *Birkland* and *Bilhagh* hereby intended to be divided and allotted unto and amongſt the ſeveral Perſons entitled to Rights of Common, at the time when ſuch Diviſion and Allotment ſhall take place, ſhall become and be the Property of the Perſon or Perſons, Bodies Politic, Corporate or Collegiate, to whom ſuch Allotment or Allotments ſhall be made or ſet out, ſuch Perſon or Perſons, Bodies Politic, Corporate or Collegiate, paying the Value of the ſame to the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues; and in caſe the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues, and any Perſon to whom ſuch Allotment ſhall be made, cannot agree on the Price or Value to be paid for any Timber Trees, Wood or Underwood growing and being on any ſuch Allotment, the Value of ſuch Timber Trees, Woods or Underwoods, ſhall be referred to, ſettled and aſcertained by Two indifferent Perſons to be named as Arbitrators, One of whom ſhall be choſen by the Commiſſioners for the time being of His Majeſty's Woods, Foreſts and Land Revenues, and the other by the Perſon or Perſons, Body Politic, Corporate or Collegiate, diſputing ſuch Value; and the ſaid Two Perſons ſo to be appointed as Arbitrators ſhall, within Three Calendar Months after being appointed, fix and aſcertain the Value in Diſpute; and their Deciſion therein ſhall be binding and concluſive upon all Parties concerned; or in caſe ſuch Arbitrators ſhall diſagree as to the Value of the ſaid Timber Trees, Wood or Underwood, then the Value thereof ſhall be aſcertained and determined by ſuch other Perſon as the ſaid Arbitrators ſhall nominate as an Umpire, who ſhall fix and determine the ſame within Three Calendar Months after being appointed for that Purpoſe, and whoſe Deciſion therein ſhall be final and concluſive upon all Parties intereſted. Timber growing on that Part of the Hayes to be allotted and divided, to become the Property of the Perſons to whom Allotments ſhall be made, on paying the Value to Commiſſioners of Woods, ſuch Value to be ſettled by Agreement or Reference.

XXXV. Provided always, and be it further enacted, That in caſe any Perſon ſhall neglect, for the Space of Three Calendar Months after the Value of any ſuch Timber ſhall be aſcertained, to pay for the ſame, or ſhall be unwilling to purchaſe the ſame, and ſhall, within the ſame Space of time after the ſetting out of any ſuch Allotment, Timber not paid for within Three Months after Valuation, to continue the Property of His Majeſty.

ment, refuſe to treat with the ſaid Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues for the time being, as to the Value of any ſuch Timber Trees, Wood or Underwood, or to refer the Amount of ſuch Value to Arbitration, in manner before mentioned, then and in every ſuch caſe the Timber Trees, Wood and Underwood ſtanding, growing and being on the Allotment or Allotments of the Perſon or Perſons ſo neglecting or refuſing as aforeſaid, ſhall continue to be and ſhall be the Property of His Majeſty, His Heirs or Succeſſors; and it ſhall and may be lawful for His Majeſty, His Heirs and Succeſſors, and His and their Agents, Servants and Workmen, at any time within Two Years after any ſuch Allotment ſhall be ſet out to the Perſon or Perſons ſo neglecting or refuſing as aforeſaid, to cut down, take and carry away all the Timber Trees, Wood and Underwood ſtanding, growing and being thereon, and which were ſtanding, growing and being thereon, at the time of ſetting out ſuch Allotment or Allotments; and the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues are hereby authorized and empowered to receive all ſuch Sums of Money as ſhall be paid for the Value of any ſuch Timber Trees, Wood and Underwood, and to apply the ſame, in the Firſt Place, in the Payment and Diſcharge of all ſuch Coſts and Expences of this Act as are hereinafter directed to be defrayed and borne by His Majeſty; and if any Surplus Monies ſhall remain after Payment of all ſuch Coſts and Charges, ſuch Surplus ſhall be paid into the Bank of *England*, and placed to the Account directed by an Act paſſed in the Fiftieth Year of His preſent Majeſty's Reign, intituled *An Act for uniting the Offices of Surveyor General of the Land Revenues of the Crown, and Surveyor General of His Majeſty's Woods, Foreſts, Parks and Chaces*, to be raiſed in the Books of the Governor and Company of the Bank of *England*, intituled 'The Account of the 'Public Monies of the Commiſſioners of His Majeſty's Woods, 'Foreſts and Land Revenues, being the Woods and Foreſts Fund;' and ſhall be applied and diſpoſed of in ſuch and the like manner, and for ſuch and the like Purpoſes, as the other Monies by ſuch laſt mentioned Act directed or authorized to be paid in, carried over or placed to the ſame Account, are thereby authorized or directed to be paid, applied or diſpoſed of.

Commiſſioners of Woods empowered to receive Money paid for Timber. How the ſame applied.

50 G. 3. c. 65.

Allotments to be delineated in a Plan, and ſhewn to the Proprietors.

XXXVI. And be it further enacted, That when and ſo ſoon as the ſaid Commiſſioners ſhall have aſcertained the reſpective Rights of the Perſons intereſted in the ſaid intended Incloſure, and alſo the reſpective Shares and Proportions by them propoſed to be allotted to ſuch Perſons reſpectively in lieu thereof, they the ſaid Commiſſioners ſhall give Notice in manner aforeſaid of the Day or Days and Place where all Perſons intereſted may peruſe a Schedule of ſuch intended Allotments, and inſpect the Map or Plan whereon the ſame ſhall be delineated, and may have and receive a Copy of ſuch Schedule, as far as the ſame relates to each Perſon reſpectively; and as ſome Perſons may, upon Peruſal of the ſaid Schedule, and Inſpection of ſuch Map or Plan, be diſſatisfied with their intended Allotments, the ſaid Commiſſioners ſhall give Notice of One Meeting at leaſt to be held by them for hearing Complaints and Objections againſt ſuch intended Allotments, and for hearing and determining all ſuch Objections; and their Determination in the Premiſes, as to Quality

Notice by Commiſſioners of Meeting for hearing Complaints.

Quality and Situation, shall be binding final and conclusive to all Parties.

XXXVII. And be it further enacted, That all such Fences, or such Part or Parts thereof as the said Commissioners shall direct, shall for ever after the making thereof be kept in Repair by the Person or Persons who for the time being shall be entitled to such Allotment or Allotments, and all Fences in pursuance of this Act to be made for dividing and inclosing the Moiety or Half Part of the said Hayes of *Birkland* and *Bilbagh*, not allotted to His Majesty; and the Residue of the said Commonable Lands and Open Unenclosed Grounds shall be made, and at all times for ever thereafter repaired and maintained, by and at the Expence of the Proprietors interested therein, in such Parts and Proportions, and within such time and in such manner, as the said Commissioners shall in and by their Award direct or appoint. Fences of Allotments of Residue to be kept in Repair by Proprietors.

XXXVIII. Provided always, and be it further enacted, That if, owing to the Situation or other Circumstances of any Allotment or Allotments, it shall happen that the Proprietors thereof shall not have a proportionable Share of Boundary Fencing thereto, it shall be lawful for the said Commissioners, where they shall judge reasonable, to ascertain and determine the Sum or Sums of Money to be contributed and paid by such Proprietor or Proprietors towards the Expence of the Boundary Fencing of such other or others of the said Proprietors who may happen to have too great a Proportion thereof, in order that the Expences of the Boundary Fences may be brought as near as may be to a just and equal Proportion, Regard being had to the necessary Subdivision Fences within the respective Allotments; and the Money to be so ascertained and applied shall be levied and recovered in the same manner as Penalties are directed to be levied and recovered by the said recited Act of the Forty first Year of His Majesty's Reign. Satisfaction to be made for unequal Share of Boundary Fences.

XXXIX. Provided always, and be it enacted, That all and every the Allotments to be made in pursuance of this Act for or in respect of any Freehold Estates, shall be deemed and taken to be held and enjoyed as Freehold Estates; and all and every the Allotments to be made for or in respect of any Copyhold or Customary Estates held of any Manor or Manors in which the Lands and Grounds to be inclosed by virtue of this Act respectively lie or are situate, shall be deemed or taken to be as Copyhold or Customary Estates, and shall be held of the respective Lords thereof under the same Rents and by the same Customs and Services as the Copyhold or Customary Lands and Hereditaments for which they were so allotted are or ought to have been held, and shall pass by the like Surrenders as the Copyhold or Customary Lands and Hereditaments in respect whereof such Allotments shall be made now pass. Allotments to remain of the same Tenure.

XL. Provided always, and be it further enacted, That if any of the Persons interested in the said Division and Inclosure shall sell, or shall at any time hereafter, and before the Execution of the final Award of the said Commissioners, sell his, her or their Right, Interest or Property in, over and upon the said Lands and Grounds hereby directed to be divided, allotted and inclosed, or any Part thereof, to any other Person or Persons, then it shall be lawful for the said Commissioners, and they are hereby authorized and required, to make an Allotment of Land unto the Vendee or Purchaser in such Sale, Proviso for Sale of Allotments before the Execution of Award.

Sale, or to his or her Heirs or Aſſigns, for or in reſpect of ſuch Right, Intereſt and Property ſold; and every ſuch Vendee or Purchaſer, and his and her Heirs and Aſſigns, ſhall and may, after the Completion of ſuch Sale, hold the Land and Ground ſo to be allotted to him, her or them as aforeſaid, in the ſame manner, purſuant to the Terms of ſuch Sale, to all Intents and Purpoſes, as the Vendor in every ſuch Sale might, could or ought to have held and enjoyed the ſame in caſe ſuch Sale had not been made.

Commiſſioners to allot Lands in exchange for others, with Conſent of Owners.

XLI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby authorized and required, to ſet out, allot and award any Lands, Tenements or Hereditaments within the ſaid Townſhip in which the ſaid Lands and Grounds hereby directed to be divided and allotted lie or are ſituate, or any Part thereof, in lieu of and in exchange for any other Lands, Tenements and Hereditaments whatſoever within the ſaid Townſhip, or within any adjoining Pariſh, Townſhip or Place, provided that all ſuch Exchanges be aſcertained, ſpecified and declared in the Award of the ſaid Commiſſioners, and be made with the Conſent of the Owner or Owners, Proprietor or Proprietors of the Lands, Tenements or Hereditaments which ſhall be ſo exchanged, whether ſuch Owner or Owners, Proprietor or Proprietors, ſhall be a Body or Bodies Politic, Corporate or Collegiate, or a Tenant or Tenants in Fee Simple or for Life, or in Fee Tail general or ſpecial, or by the Courteſy of *England*, or for Years determinable on any Life or Lives (by and with the Conſent of the Leſſor or Leſſors thereof, and not otherwiſe), or with the Conſent of the Guardians, Truſtees, Feoffees for charitable or other Uſes, Huſbands, Committees or Attornies of or acting for ſuch Proprietors or Owners as aforeſaid who at the time of making ſuch Exchange or Exchanges ſhall be reſpectively Infants, Femes Covert, Lunatics, or under other legal Incapacity, or who ſhall be beyond the Seas, or otherwiſe diſabled to act for themſelves, himſelf or herſelf; ſuch Conſent to be teſtified in Writing under the Common Seal of the Body Politic, Corporate or Collegiate, and under the Hands of the other Parties conſenting reſpectively; and all and every ſuch Exchange or Exchanges ſo to be made ſhall be good, valid and effectual in the Law to all Intents and Purpoſes whatſoever.

Lands held in Right of Eccleſiaſtical Benefice not exchanged without Conſent of Patron, &c.

XLII. Provided nevertheleſs, and be it further enacted, That no Exchange ſhall be made of any Lands, Tenements or Hereditaments held in Right of any Church, Chapel or other Eccleſiaſtical Benefice, without the Conſent, teſtified as aforeſaid, of the Patron thereof, and of the Biſhop of the Dioceſe or other Ordinary of the Eccleſiaſtical Juriſdiction in which ſuch Lands, Tenements or Hereditaments ſo to be exchanged ſhall lie or be ſituate.

Expences of Exchange how to be paid.

XLIII. Provided always, and be it enacted, That the Coſts, Charges and Expences attending the making or completing of all Exchanges and Partitions under the Powers and Authorities in this Act and the ſaid recited Act of the Forty firſt Year of the Reign of His preſent Majeſty, or either of them, ſhall be paid and borne by the ſeveral Perſons, Bodies Politic, Corporate or Collegiate, making ſuch Exchanges or Partitions, in ſuch manner and in ſuch Proportions as the ſaid Commiſſioners ſhall order and direct, and to be recovered and recoverable in the ſame manner as any other

Expences

Expences ordered to be paid by the ſaid Commiſſioners are recoverable.

For vacating Leaſes at Rack Rent.

XLIV. And be it further enacted, That all Leaſes and Agreements for Leaſes at Rack Rent, now ſubſiſting of or affecting all or any of the Lands and Grounds which ſhall be divided and allotted by virtue of this Act, within the ſaid Townſhip of *Edwinſtowe*, ſhall ceaſe and be void at ſuch time and times as the ſaid Commiſſioners, by Writing under their Hands, to be affixed on the principal Doors of the Pariſh Church of *Edwinſtowe*, ſhall direct, the reſpective Leſſors or Landlords making ſuch Satisfaction in Money to their Leſſees or Tenants, for the Loſſes they ſhall ſuſtain by the Determination of their reſpective Leaſes or Agreements, as the ſaid reſpective Parties ſhall agree upon, or as the ſaid Commiſſioners, upon an Application made to them in Writing by either Party, ſhall order and direct; and if the Money ſo to be paid as aforeſaid ſhall not be paid, according to the Directions of the ſaid Commiſſioners, within Twenty eight Days after Demand thereof in Writing under the Hand or Hands of the Perſon or Perſons to whom the ſame ſhall be payable, it ſhall be lawful for the ſaid Commiſſioners, and they are hereby required, to raiſe and levy the ſame, for the Uſe and Benefit of the Perſon or Perſons entitled thereto, by ſuch Ways and Means as Penalties are directed to be levied and recovered under and by virtue of the ſaid Act of the Forty firſt Year of His Majeſty: Provided always, that nothing herein contained ſhall extend or be conſtrued to extend to ſet aſide or make void any Leaſe or Leaſes from any Bodies Politic, Corporate or Collegiate, or Perſon or Perſons, for any Life or Lives, or for Twenty one Years, or for any longer Term, for the granting of which a Fine has been taken of any Lands, Tenements or Hereditaments in the ſaid Pariſh or Townſhip or either of them, to any Perſon or Perſons whomſoever; but the Perſon or Perſons entitled to ſuch beneficial Leaſe ſhall and may hold and enjoy his, her or their ſeveral and reſpective Terms therein, and under the ſame Rents and Covenants as is or are ſpecified in his, her or their reſpective Leaſes from the ſaid Bodies Politic, Corporate or Collegiate, Perſon or Perſons, to him, her or them reſpectively.

Proviſo for certain Leaſes upon Fine.

Rights of Common to ceaſe.

XLV. And be it further enacted, That immediately after all the Allotments to be made in purſuance of this Act ſhall by Order of the ſaid Commiſſioners be marked or ſtaked out, all the ſeveral Shares or Allotments to be ſet out as aforeſaid ſhall be, and be deemed and taken to be, in lieu and in full Compenſation, Satisfaction and Diſcharge of all Rights of Common whatſoever, which the Perſons intereſted in the Allotment or Incloſure, or any of them, could or might have had or been entitled to, in, over and upon the ſaid Hayes of *Birkland* and *Bilhagh*, and Commonable Lands and Open Unincloſed Grounds hereby directed to be allotted and incloſed, or any Part or Parts thereof reſpectively, and from that time all Right of Common and other Rights whatſoever in or upon the ſaid Hayes and Lands and Grounds ſhall ceaſe and be for ever annulled, aboliſhed and extinguiſhed: Provided nevertheleſs, that it ſhall be lawful for the ſaid Commiſſioners, at any time before the Execution of the ſaid Award, by Notice in Writing under their Hands to be affixed upon the principal outer Doors of the Pariſh Church of *Edwinſtowe*, to order and direct all or any Part of the Rights of Common in or over the

Proviſo for Extinction or Suſpenſion of certain Rights of Common by Commiſſioners

on Notice before Execution of Award.

the ſaid Hayes, and other Lands and Grounds, or any Part or Parts thereof, to be extinguiſhed, or the Exerciſe thereof to be ſuſpended for and during ſuch time or times as ſhall be expreſſed in ſuch Writing; and all ſuch Rights of Common as the ſaid Commiſſioners ſhall by ſuch Writing order and direct to be extinguiſhed, or Exerciſe thereof to be ſuſpended as aforeſaid, ſhall, from the time mentioned in ſuch Writing, ceaſe, determine and be extinguiſhed, or the Exerciſe thereof ſhall be ſuſpended accordingly; any Law, Uſage or Cuſtom to the contrary thereof in anywiſe notwithſtanding.

No Turf to be taken away after the paſſing of the Act without Licence of Commiſſioners.

XLVI. And be it further enacted, That if any Perſon or Perſons ſhall after the paſſing of this Act dig, cut or take away any of the Turf, Buſhes, Underwood, Soil, Gravel, Sand, Stone or Dung, in, upon or from any of the Lands or Grounds to be allotted and incloſed by virtue of this Act, for any Uſe or Purpoſe whatſoever, or under any Right, Privilege or Claim whatſoever, without the Licence of the ſaid Commiſſioner firſt had and obtained for that Purpoſe, then and in every ſuch caſe, on due Proof made before any Juſtice of the Peace for the ſaid County on Oath (which Oath ſuch Juſtice is hereby empowered to adminiſter), it ſhall and may be lawful to and for ſuch Juſtice, and he is hereby required, by Warrant under his Hand and Seal, directed to any Perſon or Perſons whomſoever, to

Penalty.

cauſe any Sum or Sums of Money not exceeding Five Pounds to be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo offending in the Premiſes, rendering the Overplus (if any), on Demand, to the Perſon or Perſons whoſe Goods and Chattels ſhall be ſo diſtrained and ſold, after deducting the Coſts and Charges attending ſuch Diſtreſs and Sale; and the Money ſo to be levied as aforeſaid ſhall be applied towards the Payment of the Coſts, Charges and Expences of executing this Act.

Commiſſioners, with Conſent of Lords of Manors and Owners, may ſet out Boundaries to be fenced as Commiſſioners ſhall direct.

XLVII. And be it further enacted, That, in order to render ſtraight and to ſhorten the Boundary Fences between the Lands and Grounds by this Act directed to be divided, allotted and incloſed in the ſaid Townſhip of *Edwinſtowe*, and any Pariſh, Townſhip, Hamlet or Place adjoining thereto, or to make the ſame Boundary Fences regular, it ſhall be lawful for the ſaid Commiſſioners, with the Conſent in Writing under the Hand or Hands of the Lord or Lords of the Manor or Manors in which the Land is ſituate, and of the Owner or Owners of the Land upon which any Fence or Fences ſhall or may be intended to be made, to ſet out the Boundary or Boundaries between the Lands by this Act directed to be divided, allotted and incloſed, and any adjoining Pariſh, Townſhip, Hamlet or Place, in ſuch manner as they ſhall think proper for the Purpoſes aforeſaid; and after ſuch Boundary or Boundaries ſhall be ſo ſet out as aforeſaid, the ſame ſhall be fenced by ſuch Perſon or Perſons in ſuch manner and at ſuch time or times as the ſaid Commiſſioners in and by their ſaid Award ſhall order and direct; and the ſame ſhall for ever thereafter be deemed and taken to be the Boundary or Boundaries between the ſaid Townſhip of *Edwinſtowe* and ſuch adjoining Pariſh, Townſhip, Hamlet or Place; any Law, Cuſtom or Uſage to the contrary thereof in anywiſe notwithſtanding.

Encroachments within 20 Years conſidered Part of Ground incloſed.

XLVIII. And be it further enacted, That all Intakes or Encroachments made on the ſaid Lands and Grounds hereby directed to be divided and incloſed, and which have been made within the Space of Twenty Years laſt paſt, ſhall be deemed and conſidered Part

and Parcel of the Lands and Grounds to be allotted or inclosed by virtue of this Act, as if the same were actually lying open and unincloſed.

XLIX. Provided always, and be it further enacted, That all such Encroachments as have been made and occupied without Interruption for more than Twenty Years, shall become the Property of and are hereby vested in the Persons who shall be the Owners or Proprietors thereof at the time of passing this Act; but such Persons shall not, for or on account of any such Encroachment, be entitled to any Allotment for any Right of Common or other Right in or over the said Lands and Grounds hereby directed to be allotted and incloſed. Occupation for more than 20 Years to vest Property in Owners as herein mentioned.

L. Provided always, and be it enacted, That nothing herein contained shall extend or be construed, adjudged, deemed or taken to revoke, annul or make void any Settlement, Deed, Will or Lease whatsoever, or to prejudice any Person or Persons having any Right or Claim of Dower, Jointure, Debt, Charge or Incumbrance in, out of, upon or over, or affecting the said Lands and Grounds so to be divided, allotted and incloſed, or exchanged by virtue of the said recited Act of the Forty first Year of the Reign of His present Majesty or of this Act, or of any Part or Parcel thereof; but that the several Allotments to be allotted or given in exchange upon such Division or Incloſure thereof to the several Proprietors respectively, shall, immediately after such Allotments or Exchange shall be made and set out, be, remain and enure, and be held and enjoyed, and the several Persons to whom the same shall be so allotted or exchanged as aforesaid shall from the signing the said Award stand, be seised, and be possessed thereof respectively, to such and the same Estates, and with such and the same Powers and Authorities for making Leases thereof or otherwise, and subject to such and the same Wills, Limitations and Conditions, Settlements, Trusts, Provisions, Remainders, Reversions, Debts, Charges and Incumbrances (Right of Common and Common of Pasture, or other Rights as aforesaid, and such other Exceptions and Provisions as are herein made, only excepted), as the said several Lands and Hereditaments in respect or in lieu whereof, or in Right whereof, such Allotments were and are to be made to them respectively, stood severally limited or subject and liable unto at the time of making such Allotments respectively, or signing the said Award. Proviso for Wills, Settlements, &c.

LI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice, lessen or defeat the Right, Title or Interest of the several Rectors, Vicars and Lay Impropriators for the time being of any Parishes, or any other Person or Persons whomsoever, in or to any Tithes, Great or Small, or any Compositions, Moduses or other Payments arising or renewing out of or payable for or in respect of any Lands, Tenements or Hereditaments within the said Township of *Edwinstowe*; but that such Great and Small Tithes, Compositions, Moduses or other Payments shall be paid and payable at all times hereafter in such and the same manner as they would have been in case this Act had not been made. Proviso for Right to Tithes.

LII. And be it further enacted, That His Majesty's Rights of, in and over the said Lands and Grounds hereby intended to be divided, allotted and incloſed, shall remain and continue vested in His Majesty, His Majesty's Rights in regard to Deer to remain until such time as the

Commiſſioners ſhall appoint.

Majeſty, His Heirs and Succeſſors; and that all the Laws and Statutes of this Realm now in force for the Protection of Deer, and for puniſhing Perſons guilty of any Offences in breach of ſuch Laws, ſhall remain and continue in Force and Effect for the Protection of His Majeſty's Deer within the Regard of the ſaid Foreſt, and for the Puniſhment of Offences therein, until the Execution of the final Award of the ſaid Commiſſioners, or ſuch time before the Execution thereof as the ſaid Commiſſioners ſhall appoint; any thing in this Act contained to the contrary thereof in anywiſe notwithſtanding: Provided always, that in caſe any Allotment or Allotments of the ſaid Lands and Grounds ſo to be allotted, divided and incloſed as aforeſaid, ſhall be actually incloſed, and the Fences thereof completed, before the Day which ſhall be named by the Commiſſioners for diſafforeſting the ſaid Hayes and other Lands, then and in every ſuch caſe it ſhall be lawful for the Owner of any Allotment to hunt and kill any Deer within ſuch Allotment, without being ſubject to any Pain, Penalty or Puniſhment for ſo doing.

Proviſo for Lands actually incloſed.

The Hayes of Bilhagh and Birkland, &c. to be diſafforeſted.

LIII. And be it further enacted, That after the Execution of the ſaid final Award, or the ſaid Day to be named by the ſaid Commiſſioners as aforeſaid, all Right of Game of Deer, and all other Foreſtal Rights and Privileges whatſoever of The King's Majeſty, His Heirs and Succeſſors, and His or their Leſſee or Leſſees, or of all other Perſons whomſoever, within, upon and over the ſaid Hayes of *Birkland* and *Bilhagh*, and the ſaid Commonable and Open and Unincloſed Lands, ſhall ceaſe, determine and be for ever extinguiſhed, and the ſame ſhall be diſafforeſted, to all Intents and Purpoſes whatſoever.

Expences of the Act, &c. to be paid by His Majeſty.

LIV. And be it further enacted, That the Coſts, Charges and Expences incident to and attending the obtaining and paſſing of this Act, and of ſetting out the Allotments by this Act directed to be made and ſet out to and for His Majeſty, His Heirs and Succeſſors, and of making and enrolling the ſaid Firſt Award, ſhall be paid and borne by His ſaid Majeſty, His Heirs and Succeſſors, out of any Money which is or ſhall be in the Hands of the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues.

Other Expences how to be paid.

LV. And be it further enacted, That all other the Coſts, Charges and Expences of carrying this Act into Execution, and of ſurveying, dividing, ſubdividing and allotting the Lands and Grounds by this Act directed to be divided, allotted and incloſed, unto and amongſt the ſeveral other Owners and Proprietors of Lands having Rights of Common and other Rights, ſhall be borne and defrayed by ſuch Lords of Manors, Owners or Proprietors reſpectively, in ſuch Shares and Proportions, at ſuch time or times, manner and Places, as the ſaid Commiſſioners, either before or after the Execution of their ſaid final Award, ſhall order, direct or appoint, by any Rate or Rates to be made by the ſaid Commiſſioners for that Purpoſe (ſave and except The King's Moſt Excellent Majeſty, in reſpect of the Allotments to be made to Him, His Heirs and Succeſſors, by virtue of this Act), and the Determination of the ſaid Commiſſioners in the Premiſes ſhall be final and concluſive; and in caſe any Perſon or Perſons ſhall neglect to pay his, her or their Share or Proportion of ſuch Coſts, Charges and Expences as aforeſaid, within the time and in manner appointed by the ſaid Commiſſioners, then and in ſuch caſe the ſaid Commiſſioners ſhall cauſe the ſame to be raiſed, levied and recovered

Proviſo for the King.

recovered in the manner prescribed and directed by the said first recited Act.

LVI. And be it further enacted, That if any Person or Persons whomsoever shall advance and pay any Money towards the Expences hereinbefore directed to be borne and defrayed by the Lords of Manors, Owners and Proprietors of Lands having Rights of carrying this Act into Execution, the Money so advanced and paid shall be repaid and satisfied to him, her or them, by the Direction of the said Commissioners, together with lawful Interest for the same from the time of the Advancement thereof. Money advanced to be repaid with Interest.

LVII. And be it further enacted, That it shall be lawful for the said Commissioners, on Application being made to them in Writing by any of the Husbands, Guardians, Trustees, Committees or Attornies of or for any of the said Proprietors or Persons interested in the Premises, being under Coverture, Minors, Idiots, Lunatics, or beyond the Seas, or under any other Disability or Incapacity, or by the Persons acting as such Guardians, Trustees, Committees or Attornies respectively, or by any of the Proprietors of the Lands hereby divided and allotted, or any Part thereof, who are or shall be Tenant or Tenants in Tail, or for any Life or Lives, or any other Contingency, to mortgage or sell, either before or after the making of the said Award, Part of the Allotment or Allotments to be made by virtue of this Act, to such incapacitated Proprietor or Proprietors, or other Person or Persons by whom or on whose behalf any such Application shall be made as aforesaid, for the Purpose of raising a Sum of Money sufficient to defray the respective Shares and Proportions of the Costs, Charges and Expences of executing the said first recited Act and this Act, which shall be charged upon and payable by such incapacitated Proprietors, or other Person or Persons respectively, and of fencing and inclosing and subdividing his, her or their Allotment or Allotments, and of making and completing such Mortgage or Sale; and such Mortgage or Sale shall be made by the said Commissioners in such and the like manner, and subject to such and the like Rules and Regulations, as are mentioned and prescribed in and by the said first recited Act in respect to the Sale of any Lands authorized to be sold for paying the Expences of obtaining and carrying into Execution any Act for dividing, allotting and inclosing any Lands and Grounds; and each and every Allotment for which the full Purchase Money shall be paid shall be conveyed by the said Commissioners, at the Expence of such Purchaser or Purchasers, unto such Purchaser or Purchasers, and his, her or their Heirs respectively, or as he, she or they shall appoint, and shall be inclosed and held by such Purchaser or Purchasers respectively in Severalty; and the Receipt of the said Commissioners shall be a good and sufficient Discharge to such Purchaser or Purchasers for the said Purchase Money, which shall be applied by the said Commissioners in or towards the defraying such last mentioned Costs, Charges and Expences; and if any Surplus shall remain in the Hands of the said Commissioners, the same shall be applied and disposed of by them in the manner directed by the said first recited Act with respect to Money which is thereby directed to be paid into the Bank of *England* for the Purchase or Exchange of any Lands, Tenements or Hereditaments, to be settled to the same Uses, or of any Timber Power for certain Persons to mortgage or sell their Allotments. Receipt of Commissioners a Discharge to Purchaser.

or Wood growing thereon, and which ought to be laid out in the Purchaſe of other Lands, Tenements and Hereditaments, as therein mentioned: Provided always, that it ſhall not be lawful to raiſe by ſuch Mortgage or Sale any greater or further Sum of Money than the Perſon or Perſons, Part of whoſe Allotment or Allotments ſhall be mortgaged or ſold as aforeſaid, would have been empowered or authorized to borrow or charge upon his, her or their Allotment or Allotments, reckoning Five Pounds for each and every Acre thereof, under or by virtue of the ſaid firſt recited Act: Provided alſo, that in all caſes where any Lands ſhall be ſold for Payment of Expences as aforeſaid, it ſhall not be lawful for the Proprietor or Perſon whoſe Lands ſhall be ſo ſold to charge the Reſidue of his or her Allotment, by virtue of the ſaid firſt recited Act or this Act, with any Money towards Payment of ſuch Expences.

Commiſſioners' Allowance.

LVIII. And be it further enacted, That the ſaid Commiſſioners hereby appointed, and every Commiſſioner to be hereafter appointed by virtue of this Act, ſhall be allowed the Sum of Three Pounds and Three Shillings, and no more, for his Trouble and Expences for each Day he ſhall neceſſarily travel or attend in the Execution of the Powers of this Act.

Accounts of Commiſſioners to be examined and balanced by Two Juſtices annually, and no Items in the Account binding, unleſs allowed by them.

LIX. And be it further enacted, That once at leaſt in each and every Year during the Execution of this Act, ſuch Year to be computed from the Day of the paſſing thereof, the ſaid Commiſſioners ſhall and they are hereby required to make a true and juſt Statement or Account of any Sums of Money by them or any of them received and expended, or due to them for their own Trouble and Expences, in the Execution of this Act; and ſuch Statement or Account, when ſo made, together with the Vouchers relating thereto, ſhall be by them, if required, laid before Two or more of His Majeſty's Juſtices of the Peace for the ſaid County of *Nottingham* (not intereſted in the ſaid intended Diviſion and Incloſure), to be by them examined and balanced (ſuch Juſtices being hereby authorized to take or call in ſuch Aid and Aſſiſtance in ſuch Examination as they ſhall think fit, and to charge the incidental Expences), and the Balance ſhall be by ſuch Juſtices ſtated in the Books of Account to be kept in the Office of the Clerk of the ſaid Commiſſioners; and no Charge or Item in ſuch Accounts ſhall be binding on the Parties concerned, or valid in the Law, unleſs allowed by Two Juſtices of the Peace as aforeſaid.

Final Award to be made within Three Years.

LX. And be it further enacted, That the final Award of the ſaid Commiſſioners ſhall be made and executed within Three Years next after the paſſing of this Act; and when the ſame ſhall be enrolled in manner directed by the ſaid recited Act, it ſhall be depoſited and left in the Pariſh Church of *Edwinſtowe* aforeſaid.

Atteſted Copy of final Award and Plan of Allotments to be left with the Commiſſioners of Woods, and Duplicate with the Auditor of Land Revenue.

LXI. And be it further enacted, That the ſaid Commiſſioners ſhall, if required by the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues for the time being, make a Copy atteſted under their Hands of their Award, and alſo a Map or Plan of all the Allotments, and tranſmit the ſame to the ſaid Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues for the time being, within Two Calendar Months next after the making and executing the ſaid Award, to be by them filed and kept amongſt the Muniments of their Office, and alſo an authenticated Duplicate thereof to the Auditor of the Land Revenue, ſuch reſpective Map and

and Duplicate to be produced, read and received in Evidence on all Occaſions where any Queſtion, Doubt or Controverſy may ariſe relating to or affecting the Rights or Intereſts of His Majeſty, His Heirs or Succeſſors, in reſpect of ſuch Allotment or Allotments, Rights or Intereſts; ſuch atteſted Copy, Duplicate and Plan to be made at the Expence of the Commiſſioners of His Majeſty's Woods, Foreſts and Land Revenues.

In what caſe Appeal to Quarter Seſſions for County of Nottingham.

LXII. And be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf or themſelves aggrieved by any thing done in purſuance of this or the ſaid recited Act (other than and except ſuch Orders and Determinations as are by the ſaid recited Act made in the Forty firſt Year of the Reign of His preſent Majeſty, or by this Act directed to be made final and concluſive, and ſave and except in ſuch caſes wherein an Iſſue at Law ſhall be tried as hereinbefore directed), then and in every ſuch caſe he, ſhe or they may appeal to the General Quarter Seſſions of the Peace which ſhall be held in and for the County of *Nottingham*, within Three Calendar Months after ſuch Cauſe of Complaint ſhall have ariſen, on giving to the ſaid Commiſſioners Twenty one Days' previous Notice of ſuch Appeal and of the matter thereof; and the Juſtices of the ſaid Quarter Seſſions are hereby required to hear and determine the matters of every ſuch Complaint, and make ſuch Order therein, and to award ſuch Coſts as to them ſhall appear reaſonable, and by their Warrant to levy the Coſts which ſhall be ſo awarded by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties liable to pay the ſame, rendering the Overplus (if any) to the Owner or Owners after deducting the reaſonable Charges; which Determination of the ſaid Juſtices ſhall be final and concluſive to all Parties concerned, and ſhall not be removed by *Certiorari*, or any Writ or Writs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere.

Coſts.

Commiſſioners empowered to enter, cut and fell the Timber on any of the Allotments, except of the Hayes of Birkland and Bilhagh.

LXIII. And be it further enacted, That it ſhall and may be lawful to and for the Commiſſioners for carrying this Act into Execution, and their Agents, Servants and Workmen, at any time within Eighteen Calendar Months after the Allotments of the Commonable Lands and Unincloſed Grounds hereby intended to be divided and incloſed ſhall be ſet out, to enter into and upon all or any of ſuch Allotments, except the Allotments of the ſaid Hayes of *Birkland* and *Bilhagh*, and to cut down, take and carry away, ſell and diſpoſe of all the Timber Trees, Wood and Underwood ſtanding, growing and being thereon, and which were ſtanding, growing and being thereon at the time of ſetting out ſuch Allotments; and the ſaid Commiſſioners are hereby authorized and empowered to receive all ſuch Sums of Money as ſhall ariſe by the Sale of any ſuch Timber Trees, Wood and Underwood, or as ſhall be paid for the Value thereof, and to apportion the ſame between the reſpective Lords of the ſaid Manors according to their ſeveral Rights and Intereſts therein, and to apply their reſpective Proportions thereof in or towards defraying their reſpective Parts or Shares of the Coſts and Expences of paſſing this Act, and of carrying the ſame into Execution; and to pay the Surplus thereof, if any, to ſuch Lords of the ſaid Manors, according to ſuch their Rights and Intereſt therein, if they ſhall be reſpectively ſeiſed in Fee Simple of the Manors in reſpect whereof they ſhall be entitled to the ſame; but the Part or

Produce how applied.

Share, Parts or Shares of such Surplus Monies to which any Lord or Lords of such Manors, who shall not be Tenant or Tenants in Fee Simple of or in such Manors, may be entitled, shall be applied and disposed of in the same manner as any Money to be paid for the Purchase or Exchange of Lands, Tenements or Hereditaments, or of any Timber or Wood growing thereon, and which ought to be laid out in the Purchase of other Lands, Tenements or Hereditaments, to be settled to the same Uses, is by the said recited Act of the Forty first Year of the Reign of His present Majesty directed to be applied and disposed of.

41 G. 3. (U.K.) c. 109.

General Saving.

LXIV. Saving always to The King's Most Excellent Majesty, His Heirs and Successors, and to all Bodies Politic, Corporate or Collegiate, and their Successors, and to all and every Person and Persons whomsoever, his and their Heirs, Executors, Administrators and Assigns, all such Estate, Right, Title, Interest, Claim and Demand whatsoever (other than such as is and are hereby expressed, meant and intended to be barred, destroyed or extinguished) as they, every or any of them, had or enjoyed in, to or out of the said Lands and Grounds hereby directed to be divided and allotted, as they or any of them now have or hath, or could have had and enjoyed therein, in case this Act had not been made.

CAP. CI.

An Act for applying certain Monies therein mentioned for the Service of the Year One thousand eight hundred and eighteen. [10th *June* 1818.]

§ I.	£. 3,500,000 o o	Out of Duties of Excise of 56 *G.* 3. *c.* 17. -	Granted to make good the Supply for *Great Britain* and *Ireland* for 1818.
II.	250,000 o o	Out of Arrears of Property Tax under 46 *G.* 3. *c.* 65.	
III.	21,448 12 6	Paid into the Exchequer pursuant to 51 *G.* 3. *c.* 15. -	
IV.	250,000 o o	Arisen or to arise from the Sale of old Navy and Victualling Stores - -	
V.		Treasury to direct any Number of Exchequer Bills to be made out as directed by 48 *G.* 3. *c.* 1. on Fourteen Days' Notice being given in the *London Gazette*, and in three or more of the *London* Newspapers of the Day of Payment.	
VI.		Powers of 48 *G.* 3. *c.* 1. extended to Exchequer Bills.	
VII.		Such Exchequer Bills to bear Interest not exceeding $3\frac{1}{2}$ *per Cent. per Diem.*	
VIII.		And may be taken in Payment of the Revenue, Four Months after their Date.	
IX.	2,000,000 o o	Bank may advance on Credit of Aids, notwithstanding 5 & 6 *W.* & *M.* *c.* 20. or any subsequent Act -	

				Money raised by Exchequer Bills under *c.* 3.	*ante.*	
X.	£. 30,000,000	0	0	——— ——— *c.* 4.		Granted as above, and appropriated to Uses hereinafter expressed. *See* § XI. & XII.
				Money raised by Transfer of 3 *per Cents* into 3½ *per Cents.* - *c.* 23.		
				Monies arising from Lotteries *c.* 71.		
	11,600,000	0	0	Raised by Exchequer Bills - *c.* 86.		
	800,000	0	0	Raised by *Irish* Treasury Bills *c.* 87.		
	250,000	0	0	(granted above, § IV.)		
	21,448	12	6	(———, § III.)		
	3,500,000	0	0	(———, § I.)		
	250,000	0	0	(———, § II.)		
XI.	6,547,809	17	3	For Naval Services; that is to say,		

						£. s. d.	
	611,000	0	0	For Wages for 20,000 Men, including 6,000 Royal Marines	At *per* Man *per* Month	2 7 0	For 13 Months.
	520,000	0	0	For Victuals,		2 0 0	
	559,000	0	0	For Wear and Tear of Ships,		2 3 0	
	91,000	0	0	For Ordnance for Sea Service,		0 7 0	
	2,480,680	17	3	For Ordinary Establishment of the Navy - -			For 13 Months.
	1,787,181	0	0	For re-building and Repairs of Ships and other extra Works - -			
	320,000	0	0	For Provisions for Troops and Garrisons on Foreign Stations, and Rations for Troops to be embarked on board of Ships and Transports - - -			For the Year 1818.
	178,948	0	0	For Transport Service -			
XII.	9,765,028	3	0	For Land Forces; that is to say, - -			
	2,470,142	17	4	Land Forces in *G. B.*, and on Stations abroad, (excepting the Corps stationed in *France*, and the Regiments employed in the Territorial Possessions of the *E. I.* Company) -			
	807,231	13	4	net Land Forces for *Ireland* -			
	116,707	14	10	For General and Staff Officers, and Officers of the Hospitals serving with the Forces in *G. B.*, and on			From 25th *Dec.* 1817 to 24th *Dec.* 1818, inclusive.

				Foreign Stations, excepting *France* and *India* -	
£.	33,861	19	7 net	Ditto in *Ireland* -	
	137,346	1	3	Allowances to the principal Officers of certain public Departments in *G. B.*, their Deputies, Clerks and Contingencies - -	
	8,877	13	8 net	Ditto in *Ireland* -	
	27,650	0	0	Medicines and Surgical Materials for Land Forces on the Eſtabliſhment of *G. B.* and of certain Hoſpital Contingencies - -	For the Year 1818.
	10,061	10	10 net	Ditto in *Ireland* - -	
	92,000	0	0	For defraying the Charge of Volunteer Corps in *G. B.*	
	31,541	9	9 net	Ditto in *Ireland* - -	
	21,275	11	4	For Four Troops of Dragoons, and Fourteen Companies of Foot, ſtationed in *G. B.* for recruiting the Corps employed in the Territorial Poſſeſſions of the *E. I.* Company - -	From 25th *Dec.* 1817 to 24th *Dec.* 1818.
	175,672	3	6	For Pay of General Officers in Land Forces, not being Colonels of Regiments upon the Eſtabliſhment of *G. B.* - - -	
	1,263	9	3 net	Ditto in *Ireland* - -	
	26,239	13	4	For Garriſons at Home and Abroad, on the Eſtabliſhment of *G. B.* - -	For the Year 1818.
	7,159	6	1 net	Ditto in *Ireland* - -	
	129,112	9	9	For Full Pay for retired and unattached Officers of Forces upon the Eſtabliſhment of *G. B.* - -	
	3,697	0	0 net	For Ditto for retired Officers in *Ireland* - -	
	601,730	0	0	For Half Pay to reduced Officers of Land Forces on the Eſtabliſhment of *G. B.* - - -	
	50,173	1	6 net	Ditto in *Ireland* - -	
	28,506	17	6	Military Allowances to reduced Officers of Land Forces upon the Eſtabliſhment of *G. B.* - -	
	2,353	16	10 net	——————— *Ireland*	
	136,385	0	0	Half Pay and reduced Allowances to Officers of diſbanded Foreign Corps,	

				Penſions to wounded Officers, and Allowances to the Widows and Children of deceaſed foreign Officers,	
£.	42,042	8	9	For In Penſioners of *Chelſea* Hoſpital - -	
	16,789	7	9 net	——————— *Kilmainham* Hoſpital - -	
	872,189	10	2	For Out Penſioners of *Chelſea* Hoſpital - -	From 25th *Dec.* 1817 to 24th *Dec.* 1818, incluſive.
	180,133	2	11 net	——————— *Kilmainham* Hoſpital - -	
	80,456	0	0	For Penſions to Widows of Officers of Land Forces and Marines upon the Eſtabliſhment of *G. B.* -	
	18,418	11	2 net	——————— *Ireland*	
	161,806	3	7	Allowances to on Compaſſionate Liſt, and of Penſions to Officers for Wounds -	
	20,805	0	0	Allowances to reduced Adjutants of Local Militia in *G. B.* - - -	
	27,260	4	2	Allowances, Compenſations and Emoluments in the Nature of Superannuation, or retired Allowances to Perſons belonging to ſeveral Public Departments in *G. B.*, in reſpect of their having held Public Offices, or Employments of a civil Nature - -	
	7,111	18	8 net	——————— *Ireland*	
	35,000	0	0	For Fees expected to be paid at the Exchequer on Iſſues for Army Services for the *Britiſh* Eſtabliſhment - - -	
	52,216	0	0	For Corps exiſting on the *Britiſh* Eſtabliſhment on 25th *Dec.* 1817, but propoſed to be diſbanded in the Courſe of the Year 1818.	
	2,384	0	0 net	——————— *Ireland.*	
	394,700	0	0	For Supply of Bread, Meat and Forage, Coals, Candles, Straw and Furniture for the Troops in *G. B.*, and for caſual Supplies for the Troops on Foreign Stations, and alſo for the Pay of the Commiſſariat Department - -	For the Year 1818.
	99,100	0	0	For the Service of the Barrack Department in *G. B.*	

	£.134,249	0	0	net (*British Currency*) The Commissariat Department in *Ireland* - -	From 25th *Dec.* 1817 to 24th *Dec.* 1818, inclusive.
	123,474	0	0	net (*British Currency*) The Barrack Department in *Ireland* - -	
	207,832	7	0	The disembodied Militia of *G. B.* - -	For the Year 1818.
	114,651	0	0	(*British Currency*) —— of *Ireland* - -	
	1,350,000	0	0	Extraordinary Expences of the Army for *G. B*	
	50,000	0	0	—————— for *Ireland*	
XIII.	855,419	19	2	For the Land Forces for Service in *France*	From the 25th *Dec.* 1817 to the 24th *Dec.* 1818, inclusive.
XIV.	120,000	0	0	For the Ordnance Service -	For the Year 1818.
	596,469	1	8	For the Office of Ordnance for Land Service in *G. B.*	
	28,419	17	2	For Services performed by the Office of Ordnance for Land Service for *G. B.*, and not provided for by Parliament in the Year 1817.	
	115,609	19	11	For the Office of Ordnance for *Ireland.*	
	233,408	2	0	For the Office of Ordnance for *G. B.* on account of Allowances to superannuated, retired and Half Pay Officers, to Officers for good Services, and to wounded Officers, to superannuated and disabled Men, also for Pensions to Widows and Children of deceased Officers, late belonging to the several Ordnance Military Corps -	For the Year 1818.
	11,406	14	3	For the Office of Ordnance for *Ireland*, on account of the Pay of retired Officers of the late *Irish* Artillery and Engineers, and of Pensions to Widows of deceased Officers of the same	
	10,394	7	10	For Allowances to superannuated and Half Pay Officers, to superannuated and disabled Men, and also for Pensions to Widows of deceased Officers late belonging to the several Ordnance Military Corps in	

				G. B. and not provided for by Parliament in the Year 1817 - -	For the Year 1818.
	£. 29,727	13	8	Allowances, Compenſations and Emoluments, in the Nature of ſuperannuated or retired Allowances to Perſons late belonging to the Office of Ordnance in *G. B.* in reſpect of their having held any public Offices or Employments of a civil Nature, and alſo for Widows' Penſions -	
	4,164	6	3	——— *Ireland* -	
	5,000	0	0	Repairing Damages done to the Sea Walls at Portſmouth and Haſlar.	
XV.	725,681	12	3	On Account of the Sum of Two Millions to be applied by His Majeſty in concert with the King of the Netherlands towards improving the Defences of the Low Countries by virtue of the Convention concluded 13th Auguſt 1814.	
XVI.	400,000	0	0	For carrying on the Treaty between His Britannic Majeſty and the King of *Spain*, ſigned at Madrid 23d Sept. 1817.	
XVII.	24,000,000	0	0	For diſcharging outſtanding Exchequer Bills under 57 *G.* 3. *c.* 2.	
XVIII.	9,000,000	0	0	Ditto ——— *c.* 80.	
XIX.	6,000,000	0	0	Ditto 56 *G.* 3. *c.* 14.	
XX.	18,000,000	0	0	Ditto 57 *G.* 3. *c.* 16.	
XXI.	1,084,615	7	8½	Ditto Treaſury Bills under 56 *G.* 3. *cc.* 41. 47.	
XXII.	Civil Eſtabliſhments, *viz.*				
	15,450	0	0	*Sierra Leone* - -	From 1ſt *Jan.* to 31ſt *Dec.* 1818.
	13,440	0	0	*Nova Scotia* - -	
	12,605	0	0	*New South Wales* - -	
	10,800	0	0	*Upper Canada* - -	
	6,757	10	0	*New Brunſwick* - -	
	5,485	0	0	*Newfoundland* - -	
	3,760	0	0	*St. John* (*Prince Edward's Iſland*) - - -	
	3,301	10	0	*Bahama Iſlands*, in addition to the Salaries now paid to the public Officers out of the Duty Fund, and the incidental Charges attending the ſame - -	
	2,190	0	0	*Cape Breton* - -	
	600	0	0	*Iſland* of *Dominica* - -	
XXIII.	25,514	16	9	For the Royal Military College - - -	From the 25th *Dec.* 1817 to the 24th *Dec.* 1818, inclusive.
	32,851	0	3	For the Royal Military Aſylum, *Chelſea* - -	

£. 2,000,000 0 0	For discharging Interest on Exchequer Bills, Irish Treasury Bills and Mint Notes.	
560,000 0 0	Being the Hundredth Part of Fifty six Millions of Exchequer Bills authorized in the last Session of Parliament to be issued and charged upon the Aids granted in the present Session, to be paid by Quarterly Payments to the Governor and Company of the Bank of *England*, to be placed to the Account of the Commissioners of the National Debt -	For the Year ending 1st *Feb.* 1819.
250,000 0 0	For such Expences of a civil Nature in *G. B.* as do not form Part of the ordinary Charges of the Civil List.	
20,000 0 0	For further Execution of an Act of 43 *G.* 3. *c.* 80. towards making Roads and building Bridges in the Highlands of *Scotland* -	For the Year 1818, to be paid without Fee or other Deduction.
60,000 0 0	For the building of a Penitentiary House at *Milbank*	
11,048 12 2	For the Establishment of Ditto - - -	From the 24th *June* 1818 to 24th *June* 1819, to be paid without Fee or other Deduction.
25,000 0 0	For Law Charges - -	For the Year 1818.
89,368 14 10	For the confining, maintaining and employing Convicts at Home - - -	
6,000 0 0	For Prosecutions, &c. relating to the Coin of this Kingdom	
3,000 0 0	For the Vaccine Establishment - - -	For the Year 1818, to be paid without Fee or other Deduction.
17,000 0 0	For printing Acts of Parliament for the two Houses of Parliament, for the Sheriffs, Clerks of the Peace and Chief Magistrates throughout the United Kingdom, and for the Acting Justices throughout *Great Britain*; also for printing Bills, Reports, Evidence and other Papers and Accounts for the House of Lords - -	For the Year 1818.

£.	427	3	3	To make good the Deficiency of the Grant of 1817, for printing 1750 Copies of the 71st Vol. of Journals of the House of Commons.	
	1,446	15	7	To make good the Deficiency of the Grant of 1817, for printing Bills, Reports and other Papers by Order of the House of Commons during the last Session.	
	2,200	0	0	For printing the Votes of the House of Commons during the present Session of Parliament.	
	6,824	7	1½	To make good the Deficiency of the Grant for the Year 1817, for reprinting Journals and Reports of the House of Commons.	
	1,969	6	3	For printing 1150 Copies of the General Index to 16 Volumes of Journals of the House of Lords, from the 20th to the 35th Vol. both inclusive.	
	2,777	0	0	For maintaining Criminal Lunatics - - -	For the Year 1818. To be paid without any Fee or other Deduction.
	12,500	0	0	For American Loyalists -	
	1,750	0	0	For Superannuation Allowances or Compensations to retired Clerks and other Officers formerly employed in the Office of the Commissioners for auditing the Public Accounts -	
	336	10	0	For Superannuation Allowances or Compensations to retired Clerks and other Officers formerly employed in the Lottery Office -	
	620	0	0	For Superannuation Allowances or Compensations to retired Officers formerly employed in His Majesty's Mint - -	
	266	13	4	For Superannuation Allowances or Compensations to One of the late Paymasters of Exchequer Bills	
	80,000	0	0	For Bills drawn or to be drawn from *New South Wales* - -	For the Year 1818.
	1,092	14	2¾	For paying off and discharging Exchequer Bills issued pursuant to 7 and 11th *Anne* remaining in Chests of Tellers of Exchequer with Interest thereon outstanding and unprovided for.	
	4,655	3	5	For Amount of Annuity granted to Trustees of the late Princess *Charlotte Augusta* and the Prince *Cobourg*, which would have accrued from the 10th *October* 1817 to the 6th *November* following -	To be paid without Fee or other Deduction.

£.	13,500	0	0	To the Truſtees of the *British Muſeum* for the Purchaſe of the late Doctor *Charles Burney*'s Library and Collection - -
	28,000	0	0	For maintaining and repairing the *British* Forts on the Coaſt of *Africa*.
	3,000	0	0	For the Board of Agriculture
	10,000	0	0	For Works carrying on at the College of *Edinburgh*
	3,494	14	6½	Towards the Repairs of *Henry* 7th's Chapel - -
				For the Year 1818. — To be paid without Fee or other Deduction.
	75,000	0	0	For defraying the Expences of the Gold Coinage - For the Year 1818.
	54,337	1	11	To make good the Deficiency of the Vote in the Year 1816 for making good any Deficiency or Loſs to ariſe from the Re-coinage of the Silver Coin, and Charges and Expences of melting down, caſting, aſſaying and recoining the ſame and all other Expences incident thereto.
	21,000	0	0	For printing Bills, Reports and other Papers during the preſent Seſſion of Parliament.
	3,500	0	0	For Expence that may be incurred in 1818 for printing 1750 Copies of the 73d Vol. of Journals of the Houſe of Commons for the preſent Seſſion.
	4,000	0	0	For reprinting Journals and Reports of the Houſe of Commons in 1818.
	14,246	12	0	For Sundry Works propoſed to be done at *Holyhead* - For the Year 1818.
	15,000	0	0	For purchaſe of Land on *Hounſlow Heath* for the Exerciſe of Cavalry - To be paid without Fee or other Deduction.
	50,000	0	0	Towards Expence of Inland Navigation from the Eaſtern to the Weſtern Sea by *Inverneſs* and *Fort William* — For the Year 1818. To be paid without Fee or other Deduction.
	2,397	0	0	For retired Allowances and Gratuities to Officers formerly employed upon the Military Roads in *Scotland*, the Management of which Roads has been transferred to the Commiſſioners for Highland Roads and Bridges - - - To be paid without Fee or other Deduction.
	120,000	0	0	For Expences of a Civil Nature in *G. B.* as do not form Part of the ordinary Charges of the Civil Liſt.
	43,500	0	0	For making good the Deficiencies of the Fee Funds
	26,000	0	0	For further defraying Expences and Meſſengers' Bills in the Departments

				of the Treasury, Three Secretaries of State and Lord Chamberlain - -	
£.	5,500	0	0	For Salaries to the Officers, and Expences of the Court and Receipt of Exchequer	For the Year 1818.
	11,500	0	0	For further defraying the Expences of the Houses of Lords and Commons -	
	23,500	0	0	For the Salaries and Allowances to the Officers of Ditto - - -	
	37,000	0	0	For further defraying the Expences of Works and Repairs of Public Buildings	
	10,000	0	0	For making Variations in the Road between *Bangor* and *Chirk* - - -	
	8,663	16	8	Towards Expences incurred in the Management of the *British Museum* - -	For the Year 1818 To be paid without Fee or other Deduction.
	3,626	8	0	Towards completing the Improvements in *Westminster*	To be paid without Fee or other Deduction.
	20,000	0	0	For Building a Bridge over the *Menai Strait* near *Bangor* Ferry - - -	For the Year 1818.
	1,000	0	0	For the Veterinary College	For the Year 1818. To be paid without Fee or other Deduction.
	78,058	11	3	To complete the Building of the Royal Military College at *Sandhurst*.	
	100,000	0	0	For the Governors of Queen *Anne*'s Bounty - -	To be paid without Fee or other Deduction.
	10,000	0	0	For the Poorer Clergy in *Scotland*, to be issued and applied pursuant to any Act for that Purpose -	
	13,685	15	4	To make up the Total Sum charged upon the Fees arising in the Exchequer, in the Year ending 5th *Jan.* 1818.	
	259,686	19	10½	To make good the Deficiencies of the Grants for the Year 1817.	
	850	0	0	For purchase of Ground adjoining the Branch of the Royal Military Asylum at *Southampton*, for the Purposes of Air and Exercise.	
XXIV.	*British Currency net.*				
	1,153	16	11	For the Remuneration of certain Public Officers in *Ireland*, for their extraordinary Trouble in the Year 1818.	
XXV.	18,901	0	0	For the probable Expenditure of the Board of Works in *Ireland* - - -	For the Year 1818.

British Currency net.				
£. 20,809	0	0	For Printing, Stationery and other Diſburſements for the Chief and Under Secretaries' Offices and Apartments and other Public Offices in *Dublin Caſtle*, &c., and for Riding Charges and other Expences of the Deputy Purſuivants and extra Meſſengers attending the ſaid Offices; alſo ſuperannuated Allowances in the ſaid Chief Secretary's Office	For One Year, ending the 5th *Jan.* 1819.
9,692	0	0	Publiſhing Proclamations and other Matters of a Public Nature in the *Dublin* Gazette and other Newſpapers in *Ireland* -	
3,439	0	0	Printing 1,500 Copies of a compreſſed Quarto Edition of the Statutes of the United Kingdom for the Magiſtrates of *Ireland*, and 250 Copies of a Folio Edition of the ſame, bound for the Uſe of the Lords, Biſhops and Public Officers in *Ireland*.	
23,076	0	0	Criminal Proſecutions and other Law Expences in *Ireland* - - -	
2,307	0	0	Apprehending Public Offenders in *Ireland* - -	
8,581	0	0	For completing the Sum for the Support of Non Conforming Miniſters in *Ireland* - - -	For One Year, ending 5th *Jan.* 1819.
3,868	0	0	For the Support of ſeceding Miniſters from the Synod of *Ulſter* - - -	
756	0	0	Proteſtant Diſſenting Miniſters - - -	
1,764	18	6	Salaries of Lottery Officers	For One Year, ending 24th *June* 1818.
691	0	0	Pratique of the Port of *Dublin*	For One Year, ending 5th *Jan.* 1819.
5,475	0	0	For the Board of Inland Navigation - - -	For the Year 1818.
40,000	0	0	For Civil Contingencies in *Ireland* - - -	For One Year, ending 5th *Jan.* 1819.
15,000	0	0	For making a Line of Canal from *Lough Allen* to the River *Shannon*, below *Battle Bridge*, in the current Year.	

British Currency net.

	£.	s.	d.		
	15,000	0	0	For further Civil Contingencies in *Ireland* - -	For the Year ending 5th *Jan.* 1819.
	8,000	0	0	To carry on the Works at *Dunmore* Harbour -	In the Year 1818.
	5,000	0	0	To carry on the Works at the Harbour of *Howth* -	
XXVI.	9,230	0	0	For building Churches and Glebe Houſes, and purchaſing Glebes in *Ireland*	For One Year, ending 5th *Jan.* 1819.
	19,938	9	2½	For Truſtees of the Linen and Hempen Manufactures, to be by them applied in ſuch manner as they ſhall think fit to promote the ſaid Manufactures - - -	For the Year ending 5th *Jan.* 1819.
	11,076	0	0	For making wide and convenient Streets in the City of *Dublin* - - -	For One Year, ending 5th *Jan.* 1819.
	276	18	5½	Allowance to the Chairman of the Board of Inland Navigation in *Ireland* -	For the Year 1818.
	323	0	0	Repairing the Houſe of the Royal *Iriſh* Academy in *Grafton Street.*	
	18,461	0	0	Building Churches and Glebe Houſes, and purchaſing Glebes in *Ireland* -	For One Year, ending 5th *Jan.* 1819.
XXVII.	38,331	0	0	For the Proteſtant Charter Schools of *Ireland* -	
	32,515	0	0	For the Foundling Hoſpital at *Dublin* - - -	
	36,646	0	0	For the Houſe of Induſtry, Hoſpitals and Aſylums for induſtrious Children in *Dublin* - - -	
	7,085	0	0	For the *Richmond* Lunatic Aſylum at *Dublin* -	
	3,530	0	0	For the *Hibernian* Society for Soldiers' Children at *Dublin* - - -	
	2,755	0	0	For the *Hibernian* Marine Society in *Dublin* -	
	2,307	0	0	For the Female Orphan Houſe in the Circular Road, near *Dublin* -	
	8,307	0	0	For the *Weſtmorland* Lock Hoſpital in *Dublin* -	
	3,148	0	0	For the Lying-in Hoſpital -	
	1,467	0	0	For Doctor *Stevens's* Hoſpital - - -	For One Year, ending 5th *Jan.* 1819.
	4,615	0	0	For the Fever Hoſpital and Houſe of Recovery in *Cork Street, Dublin* -	

British Currency net.			
£. 465	0	0	For the Hospital for Incurables, *Dublin* - -
8,928	0	0	For the Roman Catholic Seminary - - -
3,430	0	0	For the Association for discountenancing Vice and promoting the Knowledge and Practice of the Christian Religion - -
104	0	0	For the *Green Coat* Hospital of *Cork* - - -
2,307	0	0	For the *Cork* Institution -
5,538	0	0	For the Society for promoting the Education of the Poor of *Ireland* - -
9,230	0	0	For the *Dublin* Society -
4,015	0	10	For the Farming Society of *Ireland* - -

XXVIII. Supplies to be applied for the Purposes aforesaid.

XXIX. Rules for Application of Half Pay.

XXX. Half Pay to Officers of *Manx* Fencibles.

XXXI. ——————— Chaplains of Regiments, although in Possession of Ecclesiastical Benefices.

XXXII. Application of Overplus of Sum voted for Half Pay by 57 *G.* 3. *c.* 132.

LOCAL AND PERSONAL ACTS,

DECLARED PUBLIC,

AND TO BE JUDICIALLY NOTICED.

N. B.—*The Continuance of ſuch of the following Acts as are Temporary will be known (where it is not expreſsly ſtated) by referring to the following Liſt, according to the correſponding Letter at the End of the Title.*

(*a*) *For 21 Years, &c.* [i. e. *to the End of the next Seſſion*] *from a Day named in the Act.*

(*b*) *For 21 Years, &c. from the paſſing of the Act.*

(*c*) *For 21 Years, &c. after the End of the Term under former Acts.*

The following are all PUBLIC ACTS; *to each of which is annexed a Clauſe in the Form following:*

"And be it further enacted, That this Act ſhall be deemed "and taken to be a Public Act, and ſhall be judicially taken "Notice of as ſuch by all Judges, Juſtices and others, without "being ſpecially pleaded."

Cap. i.

An Act for making and maintaining a Road from the Town of *Stroud*, in the County of *Glouceſter*, through *Pitchcomb*, into the City of *Glouceſter*. (*a*) [17th *March* 1818.]

Cap. ii.

An Act to continue the Terms, and alter and enlarge the Powers of Three Acts paſſed in the Twenty third Year of the Reign of His late Majeſty King *George* the Second, and in the Eleventh and Thirty ſeventh Years of His preſent Majeſty's Reign, for repairing the Road from the City of *York* to *Boroughbridge* in the County of *York*. (*a*) [17th *March* 1818.]

[*Additional Truſtees. Former Tolls to ceaſe. New Tolls granted.*]

23 G. 2. c. 38.
11 G. 3. c. 66.
37 G. 3. c. 149. (except as repealed, &c.) continued during the Reſidue of the Term granted and continued by 37 G. 3. c. 149., and thence for 21 Years, &c.

Cap. iii.

An Act for extending the Powers of an Act paſſed in the Forty fifth Year of the Reign of His preſent Majeſty, for repairing Roads in the County of *Ayr*. [17th *March* 1818.]

45 G. 3. c. xxviii.
49 G. 3. c. xix.

Cap. iv.

38 G. 3. c. xi. The Term thereby granted made to ceaſe, except as to the Bury and Ratcliffe Bridge Diſtrict.

An Act for continuing the Term and altering and enlarging the Powers of an Act of His preſent Majeſty's Reign, for improving the Road from *Manchester* to *Rochdale*, and other Roads therein mentioned, in the County of *Lancaſter*; ſo far as relates to the *Bury* and *Ratcliffe Bridge* Diſtrict of Road therein mentioned; and for making Two new Branches of Road to communicate with the ſaid Diſtrict of Road. (*c*) [17th *March* 1818.]

Cap. v.

18 G. 3. c 102. 38 G. 3. c. 12. continued from 1ſt May 1818, for 21 Years, &c.

An Act for enlarging the Term and Powers of Two Acts of His preſent Majeſty, for repairing the Roads leading from the City of *Glouceſter* towards *Cheltenham* and *Tewkeſbury* in the County of *Glouceſter*. (*c*) [17th *March* 1818.]

[*Additional Truſtees.*]

Cap. vi.

An Act for making and maintaining a Turnpike Road from near the Town of *Manchester* in the County of *Lancaſter* to *Hyde Lane Bridge* in the County of *Cheſter*. (*b*) [17th *March* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. vii.

14 G. 3. c. 101. 36 G. 3. c. 150. continued.

An Act for continuing and amending an Act of His preſent Majeſty for repairing the Roads near the Towns of *Hockerton*, *Kirklington*, *Southwell*, *Normanton* and *Winkbourne*, with a Branch from *Kirklington* to the *Street Gate* Road, and the *Newark* and *Southwell* Turnpike Road at *Greet Bridge*, in the County of *Nottingham*. (*a*) [17th *March* 1818.]

[*New Truſtees. Former Exemptions from Tolls repealed, and others granted.*]

Cap. viii.

17 G. 3. c. 74. 38 G. 3. c. 7. continued for 21 Years, &c.

An Act for enlarging the Term and Powers of ſeveral Acts of His preſent Majeſty, for repairing the Road from *Crouch Hill*, in the Pariſh of *Henfield*, to the Turnpike Road leading from *Brighthelmſtone* to *Cuckfield*, and from the Eaſt Side of the ſaid Turnpike Road to the Croſs Roads in the Town of *Ditchling*, in the County of *Suſſex*. (*c*) [17th *March* 1818.]

[*Additional Truſtees. Former Tolls to ceaſe. New Tolls granted.*]

Cap. ix.

33 G. 3. c. 139. continued from 31ſt May 1818, for 21 Years, &c.

An Act for continuing the Term and altering and enlarging the Powers of an Act paſſed in the Thirty third Year of His preſent Majeſty's Reign, for repairing the Road from *Manchester*, in the County Palatine of *Lancaſter*, to *Salter's Brook*, in the County Palatine of *Cheſter*. (*a*) [17th *March* 1818.]

[*Former Tolls to ceaſe. New Tolls granted. One Half additional Tolls on Sundays, except for Milk.*]

Cap.

Cap. x.

An Act for making more effectual Provision for Payment of the Debt due by the Truſtees for Turnpike Roads, in the County of *Peebles*, and for other Purpoſes connected therewith. (*b*) [17th *March* 1818.] 49 G. 3. c. xxxvi. continued.

Cap. xi.

An Act for continuing and amending an Act of His preſent Majeſty, for repairing the Road from *Weſt Cowgate*, near *Newcaſtle upon Tyne*, to the *Alemouth* Turnpike Road, in the County of *Northumberland*. (*a*) [17th *March* 1818.] 37 G. 3. c. 163. continued.

Cap. xii.

An Act for more effectually repairing and improving the Road from *Ardwick Green*, near *Mancheſter*, in the County Palatine of *Lancaſter*, to the Bridge at the Corn Mills at *Wilmſlow*, in the County Palatine of *Cheſter*. (*a*) [17th *March* 1818.] 33 G. 3. c. 170. 39 G. 3. c. lxiv. repealed.

[*Additional Toll on Sundays.*]

Cap. xiii.

An Act to amend an Act of the laſt Seſſion of Parliament, for enlarging the Term and Powers of an Act of His preſent Majeſty, for repairing the Road leading from *Towceſter* to the Turnpike Road in *Cotton End*, in the Pariſh of *Hardingſton*, in the County of *Northampton*. (*a*) [17th *March* 1818.] 57 G. 3. c. xi.

[*Additional Toll.*]

Cap. xiv.

An Act for repairing the Road from *Blakedown Pool* in the Pariſh of *Hagley* and County of *Worceſter*, to *Birmingham* in the County of *Warwick*. (*a*) [17th *March* 1818.] 26 G. 2. c. 47. 13 G. 3. c. 107. 32 G. 3. c. 140 repealed.

[*One Half additional Toll on Sundays.*]

Cap. xv.

An Act for amending an Act paſſed in the Fifty ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for altering and enlarging the Powers of ſeveral Acts paſſed for improving the Port, Harbour and Town of* Whitehaven, *in the County of* Cumberland, *and for better ſupplying the ſaid Town with Water*. [17th *March* 1818.] 56 G. 3. c. xliv.

Cap. xvi.

An Act to enable the *Grand Junction* Canal Company to vary the Line of Part of their Canal in the County of *Hertford*, and for altering and enlarging the Powers of ſeveral Acts relating to the ſaid Canal. [17th *March* 1818.] 33 G. 3. c. 80. in part repealed. 34 G. 3. c. 24. 35 G. 3. c. 8. in part repealed.

35 G. 3. c. 43. 36 G. 3. c. 25. 38 G. 3. c. xxxiii. 41 G. 3. (U. K.) c. lxi. 43 G. 3. c. viii. 45 G. 3. c. lxviii. 51 G. 3. c. clxix. 52 G. 3. c. cxl.

Cap. xvii.

33 G. 3. c. 97. 37 G. 3. c. 54. 45 G. 3. c. civ.

An Act to enable the *Glouceſter* and *Berkeley* Canal Company to vary and alter the Line of their Canal; and for altering and enlarging the Powers of ſeveral Acts paſſed for making and maintaining the ſaid Canal. [17th *March* 1818.]

Cap. xviii.

39 & 40 G. 3. c. 23. in part repealed. 44 G. 3. c. 46. 50 G. 3. c. 76.

An Act for enabling the Company of Proprietors of the *Thames* and *Medway* Canal to raiſe a further Sum of Money for completing the ſaid Canal, and the Works thereto belonging; and for altering, enlarging and rendering more effectual the Powers for making the ſaid Canal and Works. [17th *March* 1818.]

Cap. xix.

8 G. 3. c. 38. 9 G. 3. c. 53. 23 G. 3. c. 92. in part repealed. 24 G. 3. Seſſ. 2. c. 4. 25 G. 3. c. 99. 34 G. 3. c. 87. in part repealed. 46 G. 3. c. xcii. 51 G. 3. c. cv. 55 G. 3. c. 11.

An Act for altering, explaining and amending the ſeveral Acts of Parliament paſſed, relating to the *Birmingham* Canal Navigations; and for improving the ſaid Canal Navigations. [17th *March* 1818.]

Cap. xx.

An Act for providing a convenient Houſe, with ſuitable Accommodations, for His Majeſty's Judges at the Aſſizes for the County of *Leiceſter*; and for making therein a convenient Place for the Juſtices of the Peace to meet and tranſact any Public Buſineſs of the ſaid County; and alſo for the ſafe Cuſtody of the Public Records of the ſaid County. [17th *March* 1818.]

'WHEREAS the Lodgings in the Borough of *Leiceſter*, in 'which His Majeſty's Judges have heretofore reſided during 'their Attendance at the Aſſizes for the County of *Leiceſter*, are 'very inconvenient, and do not afford proper and ſuitable Accommodation to them during their Reſidence in the ſaid Borough: And 'Whereas from the Magnitude and Importance of the public Duties 'of His Majeſty's Juſtices of the Peace for the ſaid County, owing 'to the increaſed Population of the County, it is become expedient 'and neceſſary, and it would be highly conducive to the Conve'nience of the Magiſtrates, and it would tend greatly to the Ac'commodation of the Public, if a convenient Place for the tranſacting 'the public Buſineſs of the County, and to depoſit in ſafe Cuſtody 'and Preſervation the public Records of the ſaid County, was eſta'bliſhed at *Leiceſter*: And Whereas the Juſtices of the Peace for 'the ſaid County, aſſembled at the General Quarter Seſſions of the 'Peace holden at the Caſtle of *Leiceſter*, in and for the ſaid County, 'on the Fifteenth Day of *July* One thouſand eight hundred and 'ſeventeen, and alſo the Grand Jury of the ſaid County, at the '*Lent* Aſſizes in the ſame Year, having duly conſidered the Pro'priety of procuring a better Accommodation for the Judges, were 'of Opinion that the ſame ought to be procured and made, and that 'there appears no Mode of procuring permanent ſuitable Accom'modation for the ſaid Judges but by purchaſing, repairing or build'ing of ſome Houſe for that Purpoſe, and for which the Expendi'ture of a conſiderable Sum of Money will be neceſſary:' But as the

the ſame cannot be done without the Authority of Parliament, may it therefore pleaſe Your Majeſty that it may be enacted, and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That at the next General Quarter Seſſions of the Peace to be holden after the paſſing of this Act, at the Caſtle of *Leiceſter*, in and for the ſaid County of *Leiceſter*, and afterwards at any ſubſequent General Quarter Seſſions of the Peace to be holden for the ſaid County, it ſhall and may be lawful for the Juſtices of the Peace for the ſaid County then and there aſſembled, and they are hereby authorized and empowered, to make from time to time ſuch Order or Orders for the purchaſing, building, repairing, providing and furniſhing, in the Borough of *Leiceſter* or in the Suburbs thereof, any Houſe or other private or public Building, or any Piece or Pieces of Land or Ground whereon a Houſe may be built, with ſuitable Offices and Accommodations for the Reſidence of His Majeſty's Judges at the Aſſizes for the ſaid County, or during any Special Commiſſion of Oyer and Terminer, with their Officers and Attendants, and for tranſacting the Buſineſs uſually tranſacted at the Lodgings of His Majeſty's Judges during the Aſſizes; and alſo for the Reception and Convenience of the Juſtices of the Peace for the time being of the ſaid County, at any Adjournment of their General Quarter Seſſions of the Peace, when the ſame Seſſions ſhall not happen during the Aſſizes of the ſaid County, or during ſuch Special Commiſſion of Oyer and Terminer; and alſo for the making and providing in ſuch Houſe or Building ſuitable Offices for the Magiſtrates to meet and tranſact any of the public Buſineſs of the ſaid County; and for the Depoſit and ſafe Cuſtody of the public Records of the ſaid County; as to them the ſaid Juſtices ſo aſſembled, or the major Part of them, ſhall from time to time appear expedient or neceſſary, and for paying, diſcharging and defraying all the Expences, Coſts and Charges of and attending the purchaſing, building, repairing, providing and furniſhing of the ſame, and of effecting and carrying into Execution the ſeveral Purpoſes of this Act, by and out of the public Stock or County Rates of the ſaid County, ſubject to ſuch Reſtrictions and Proviſions as are hereinafter contained.

Juſtices at Quarter Seſſions enabled to make Orders for providing a Houſe, &c. for the Judges, &c.

II. And be it further enacted, That it ſhall be lawful for the ſaid Juſtices of the Peace aſſembled at any General Quarter Seſſions of the Peace for the ſaid County from time to time to order and direct ſuch Salary or Allowance to be paid out of the Monies to be raiſed by virtue of this Act, or by and out of the public Stock or County Rates of the ſaid County, to the Clerk of the Peace for the ſaid County of *Leiceſter* for the time being, or his Deputy, for aſſiſting in the Execution of this Act, or for any other Services, Pains or Trouble required of him by the ſaid Juſtices officially relating to the public Buſineſs of the ſaid County, or for executing any Rules, Orders or Regulations to be made in purſuance thereof, as ſhall be thought fit and reaſonable by the ſaid Juſtices.

Clerk of the Peace to be remunerated for his Trouble.

III. And for the more ſpeedy and effectually carrying into Execution the Powers of this Act, be it further enacted, That it ſhall be lawful for the ſaid Juſtices aſſembled at any General Quarter Seſſions of the Peace, or the major Part of ſuch Juſtices, to borrow and take up at legal Intereſt any Sum or Sums of Money, not exceeding

Juſtices may at Quarter Seſſions borrow Money on the Credit of the County Rates.

ceeding in the Whole the Sum of Seven thouſand Pounds, on the Credit of the County Rates to be made, raiſed and aſſeſſed upon and within the ſaid County of *Leiceſter*, and by Writing under their Hands and Seals, or under the Hands and Seals of any Five of them, to mortgage or aſſign over any ſuch Rates to the Perſon or Perſons who ſhall advance or lend ſuch Money, or to his, her or their Truſtee or Truſtees, as a Security for the Repayment of any Money to be advanced for the Purpoſes of this Act, with Intereſt as aforeſaid; and all Perſons to whom any ſuch Mortgages or Aſſignments ſhall be made, or who ſhall be entitled to the Money thereby ſecured, ſhall be, in proportion to the Sums in ſuch Securities mentioned, Creditors on the ſaid Rates equally one with another, without any Preference in reſpect of the Priority of advancing ſuch Money, or the Dates of any ſuch Mortgages or Aſſignments; and every ſuch Mortgage or Aſſignment ſhall be good, valid and effectual in the Law for the Purpoſes thereby intended, and ſhall be in the Form or to the Effect following; (that is to ſay,)

Form of Mortgage.

'WE, *A. B.* One of His Majeſty's Juſtices of the Peace and Chairman of the Court of Quarter Seſſions of the Peace for the County of *Leiceſter*, holden at the Caſtle of *Leiceſter*, the Day of and *C. D.*, *E. F.*, *G. H.* and *I. K.*, Four other of His Majeſty's Juſtices of the Peace acting for the ſaid County, and aſſembled in the ſaid Court in purſuance of the Powers to us given, by an Act paſſed in the Fifty eighth Year of the Reign of His Majeſty King *George* the Third, intituled *An Act*, &c. [*here inſert the Title of this Act*,] do hereby in open Court mortgage and charge all the Rates to be raiſed within the ſaid County under the Deſcription of County Rates, by the Laws now in being, with the Payment of the Sum of which *L. M.* of hath propoſed and agreed to lend, and hath now actually advanced and paid into the Hands of the Treaſurer of the ſaid County for the Purpoſes of the ſaid Act; and we do hereby confirm and eſtabliſh the ſame unto the ſaid *L. M.*, his Executors, Adminiſtrators and Aſſigns, for ſecuring the Repayment of the ſaid Sum of and Intereſt for the ſame after the Rate of for One hundred Pounds for a Year; and do hereby order the Treaſurer of the ſaid County to pay the Intereſt of the ſaid Sum of Half Yearly, as the ſame ſhall become due, until the Principal ſhall be diſcharged.'

Securities for Money to be transferrable.

IV. And be it further enacted, That it ſhall be lawful for the reſpective Perſons entitled to any of the Securities to be given for Money advanced for the Purpoſes of this Act, and their reſpective Executors, Adminiſtrators or Aſſigns, at any time, by Writing under their Hands and Seals, to transfer ſuch Securities to any Perſon or Perſons whomſoever, by Indorſement on the Back of ſuch Security, or any Writing to be annexed thereto, in the Form or to the Effect following; (that is to ſay,)

Form of Aſſignment.

'I *A. B.* do transfer this Mortgage, with all my Right or Title to the principal Money hereby ſecured, and all Intereſt now due and to become due for the ſame, to *C. D.* his Executors, Adminiſtrators and Aſſigns. Dated the Day of One thouſand eight hundred and .'

And

And all Mortgages and Aſſignments which ſhall be made in purſuance of this Act, and Memorials of all Transfers thereof, ſhall be entered in a Book to be kept for that Purpoſe by the Clerk of the Peace for the ſaid County; which Memorials ſhall ſpecify and contain the Dates, Names of the Parties, and the Sums of Money thereby ſecured; to which Book any Perſons intereſted ſhall at all ſeaſonable times have Acceſs, and ſhall have free Liberty to inſpect the ſame; and for the Entry of every ſuch Transfer the ſaid Clerk of the Peace ſhall be paid, by the Perſon to whom the ſame ſhall be made, the Sum of Ten Shillings, and no more; and after ſuch Entry made of any Transfer, every ſuch Transfer ſo entered ſhall entitle the Perſon to whom the ſame ſhall be made, and his, her and their reſpective Executors, Adminiſtrators and Aſſigns, to the Benefit of the Security thereby transferred.

Money to be expended no exceed Seven thouſand Pounds.

V. Provided always, and be it further enacted, That the Money to be expended in the purchaſing, building, repairing, providing, fitting up and furniſhing ſuch Houſe, Buildings, Lands, Offices, Accommodations, Furniture and Appurtenances as are by this Act directed, including the Coſts, Charges and Expences incident to and attending the obtaining and paſſing of this Act, ſhall not in the Whole exceed the Sum of Seven thouſand Pounds: Provided always, that no greater Sum or Sums of Money ſhall be applied from and out of the public Stock or County Rates of the ſaid County in any one Year towards the Diſcharge and Payment of the Sum of Money directed to be raiſed and borrowed under the Proviſions of this Act for the Purpoſes aforeſaid, and for the lawful Intereſt to be paid to ſuch Perſon or Perſons advancing the ſame, or for the effecting and carrying into Execution the ſeveral Purpoſes of this Act, than ſhall amount to One Halfpenny in the Pound on the Aſſeſſment upon which the County Rate for the ſaid County of *Leiceſter* is collected.

No more than One Halfpenny in the Pound on the Aſſeſſment, to be applied out of the County Rates in any one Year.

Juſtices in Quarter Seſſions enabled to purchaſe Houſes, Buildings or Lands for the Purpoſes of this Act.

VI. And be it further enacted, That it ſhall be lawful for the ſaid Juſtices ſo aſſembled as aforeſaid, or the major Part of them, and they are hereby authorized and empowered, from time to time to treat, contract and agree with the Owners of and Perſons intereſted in any Houſes, Buildings, Lands or Hereditaments which they ſhall judge to be proper or neceſſary for the Purpoſes of this Act, for the Purchaſe thereof, and by and out of the ſaid public Stock and County Rates of the ſaid County to pay or cauſe to be paid, for the Purchaſe of ſuch Houſes, Buildings, Lands or Hereditaments, ſuch Sum or Sums of Money as ſhall be agreed upon between ſuch Owners and Perſons intereſted as aforeſaid and the ſaid Juſtices, and alſo the Coſts and Charges attending ſuch Agreement and Purchaſe as aforeſaid; and upon Payment of the Money agreed to be paid for the Purchaſe of any ſuch Houſes, Buildings, Lands or Hereditaments as aforeſaid, or on depoſiting the ſame in the Bank of *England* in manner by this Act directed, it ſhall be lawful for the ſaid Juſtices of the Peace, or any Two or more of them, their Surveyors, Workmen or Agents, at any time thereafter, to enter upon and take Poſſeſſion of the ſaid Houſes, Buildings, Lands or Hereditaments, and the ſame ſhall be conveyed to the Clerk of the Peace for the ſaid County of *Leiceſter* for the time being, for the Purpoſes of this Act.

Bodies Politic, Corporate, Truſtees, &c. enabled to ſell.

VII. And be it further enacted, That it ſhall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Fee Tail, General or Special, and all Huſbands,

Husbands, Trustees, or Feoffees in Trust, Executors, Administrators, Guardians, Committees and all other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Femes Covert, Lunatics, Idiots or other Person or Persons whomsoever, and to and for all Femes Covert who are or shall be seised, possessed of or interested in their own Right, and to and for all and every Person or Persons whomsoever who are or shall be seised, possessed of or interested in any such Houses, Buildings, Lands or Hereditaments which shall be so fixed upon as aforesaid, to treat, contract and agree with the said Justices, or the major Part of them so assembled as aforesaid, for the Sale of such Houses, Buildings, Lands or Hereditaments, and of all or any Part of their Interest therein, or in any Part thereof, and to convey the same to such Person or Persons for the Purposes of this Act, and in such manner as they the said Justices, or the major Part of them so assembled as aforesaid, shall direct, and as Occasion shall require; and all Contracts, Sales and Conveyances which shall be so made shall be valid to all Intents and Purposes, without Fine or Recovery, and shall be a complete Bar to all Estates Tail, and all other Estates, Rights, Titles, Trusts and Interests whatsoever, any Law, Statute, Settlement, or other matter or thing whatsoever to the contrary in anywise notwithstanding; and all and every such Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Husbands, Trustees, Feoffees, Executors, Administrators, Guardians, Committees and all other Persons, shall be and are hereby indemnified for what they shall do by virtue of this Act.

Conveyances, &c valid without Fine or Recovery.

Application of Compensation when amounting to or exceeding 200l.

VIII. And be it further enacted, That if any Money shall be agreed to be paid for the Purchase of any Houses, Buildings, Lands, Tenements or Hereditaments purchased by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Body Politic, Corporate or Collegiate, Executor, Administrator, Husband, Guardian or Committee, for or on behalf of any Infant, Lunatic, Idiot or Feme Covert, or to any Person or Persons whose Houses, Buildings, Lands, Tenements or Hereditaments are limited in strict or other Settlement, or to any other Person or Persons under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Justices of the Peace for the County of *Leicester*, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Houses, Buildings, Lands, Tenements or Hereditaments, in the Purchase of the Land Tax, or in or towards the Discharge of any Debt or Debts, or such other Incumbrances, or any Part thereof, as the said Court shall authorize to be paid, affecting the same Houses, Buildings, Lands, Tenements or Hereditaments, or affecting any other Houses, Buildings, Lands, Tenements or Hereditaments settled therewith to the same or the like Uses, Trusts, Intents or Purposes; or where such Money shall not be so applied, then the same shall be laid

laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Houses, Buildings, Lands, Tenements or Hereditaments, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same manner as the Houses, Buildings, Lands, Tenements and Hereditaments which shall be so purchased as aforesaid stood settled or limited, or such of them as at the time of making the Conveyance and Settlement shall be existing, undetermined and capable of taking Effect; and in the mean time, and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from time to time be paid, by Order of the said Court, to the Person or Persons who would for the time being have been entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation is less than 200l. and amounts to or exceeds 20l.

IX. Provided always, and be it further enacted, That if any Money so agreed to be paid for any Houses, Buildings, Lands, Tenements or Hereditaments purchased for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such cases the same shall, at the Option of the Person or Persons for the time being entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements or Hereditaments so purchased, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank with the Privity and in the Name of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in manner hereinbefore directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by any Two or more of the Justices of the Peace for the said County, such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties, in order that such Principal Money, and the Dividends arising thereon, may be applied in manner hereinbefore directed, so far as the case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

Application where the Money does not exceed 20l.

X. Provided also, and be it further enacted, That when such Money so agreed to be paid as last before mentioned shall not exceed Twenty Pounds, then and in all such cases the same shall be applied to the Use of the Person or Persons who would for the time being have been entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements or Hereditaments so purchased for the Purposes of this Act, in such manner as the said Justices, or the major Part of them so assembled as aforesaid, shall think fit; or in case of Infancy or Lunacy, then to his, her or their Guardian or Guardians,

ians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively,

Proviſo reſpecting diſputed Titles.

XI. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon or Perſons to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, in purſuance of this Act, for the Purchaſe of any Houſes, Buildings, Lands, Tenements or Hereditaments, or of any Eſtate, Right or Intereſt in any Houſes, Buildings, Lands, Tenements or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Houſes, Buildings, Lands, Tenements or Hereditaments at the time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to be lawfully entitled to ſuch Houſes, Buildings, Lands, Tenements or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Houſes, Buildings, Lands, Tenements or Hereditaments, or to ſome Eſtate or Intereſt therein.

The Court may order reaſonable Expences of Purchaſes to be paid by the ſaid Juſtices.

XII. Provided always, and be it further enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons or Corporation entitled to any Houſes, Buildings, Lands, Tenements or Hereditaments to be purchaſed under the Authority of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid Court, and to be applied in the Purchaſe of other Houſes, Buildings, Lands, Tenements or Hereditaments, to be ſettled to the like Uſes in purſuance thereof, it ſhall be lawful for the ſaid Court to order the Expences of all ſuch laſt mentioned Purchaſes from time to time to be made in purſuance of this Act, or ſo much of ſuch Expences as the Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Juſtices of the Peace out of the Money to be raiſed by virtue of this Act, who ſhall from time to time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Clerk of the Peace to give Notice to Sheriff when Houſes, &c. are completed;

XIII. And be it further enacted, That as ſoon as ſuch Houſe, Buildings, Offices and Accommodations ſhall have been provided and furniſhed, and put into a proper State for the Reception of His Majeſty's Judges as aforeſaid, it ſhall be lawful for the Clerk of the Peace for the County of *Leiceſter* for the time being, and he is hereby required, forthwith to give Notice thereof to the High Sheriff of the County of *Leiceſter* for the time being, and it ſhall be lawful for ſuch Sheriff, or his Under Sheriff, within Eight Days previous to any Aſſizes, or to any Special Commiſſion of Oyer and Terminer for the Trial of Offenders, to be holden for the ſaid County, to enter upon and occupy the ſaid Houſe, Buildings and Offices ſo to be appropriated for the Accommodation of His Majeſty's Judges as aforeſaid, and alſo the Furniture and Utenſils in the ſame, in order that

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he may prepare and make ready the ſame for the Reception of His Majeſty's Judges as aforeſaid, the Clerk of the Peace or his Deputy delivering to the ſaid Sheriff or his Under Sheriff an Inventory or Schedule of all Furniture and Articles of Houſehold Uſe appertaining to the ſaid Houſe and Premiſes, and the ſaid Sheriff ſhall be accountable for the due Care and Re-delivery of the ſame (all reaſonable Damage or Loſs by Wear and Tear excepted); and the ſaid High Sheriff and his Under Sheriff is and are hereby authorized and empowered to require all and every Perſon or Perſons then and there found therein (except the Perſon to whoſe Care the ſaid Houſe and Furniture is intruſted under the Authority of the Juſtices of the Peace of the ſaid County) to remove and quit the ſame for the Reception and Accommodation of the Judges as aforeſaid; and in caſe of their not removing or quitting forthwith, taking to his and their Aſſiſtance a Conſtable or Peace Officer, to diſplace and remove the Perſon or Perſons ſo not removing or quitting forthwith, without being liable or ſubject to any Action for Treſpaſs, or any Indictment for forcible Entry, or otherwiſe, for ſo doing.

and to deliver Inventory of Furniture, &c. to Sheriff, who is to be accountable for the ſame.

'XIV. And Whereas it may be neceſſary, for effecting the Purpoſes of this Act, to purchaſe more Land or Buildings than it may be abſolutely neceſſary to retain for the Purpoſes of this Act;' Be it therefore further enacted, That it ſhall be lawful for the ſaid Juſtices ſo aſſembled as aforeſaid, or the major Part of them, and they are hereby empowered from time to time to cauſe any ſuch ſuperfluous Land or Buildings to be ſold or diſpoſed of, together or in Parcels, either by public Sale or private Contract, as they ſhall find moſt advantageous and convenient, and to order the ſame to be conveyed, by Indenture or Indentures under the Hand and Seal of the Clerk of the Peace for the ſaid County for the time being, to ſuch Perſon or Perſons as ſhall be willing to contract for and purchaſe the ſame, and to apply the Monies to ariſe by ſuch Sale or Sales to and for the Purpoſes of this Act; but the Purchaſer or Purchaſers ſhall not be obliged to ſee to the Application of ſuch Purchaſe Money, nor be accountable for the Miſapplication or Non-application thereof, or of any Part thereof; and the Receipt and Receipts of the Treaſurer of the ſaid County for the time being for all ſuch Purchaſe Monies ſhall be a ſufficient Diſcharge and Diſcharges to any Perſon or Perſons for his, her or their Purchaſe Monies.

Any Lands or Buildings not wanted may be reſold by Juſtices in Quarter Seſſions.

XV. And be it further enacted, That during ſuch time as any Houſe, Buildings and Offices to be provided by virtue of this Act ſhall be uſed for the Accommodation of His Majeſty's Judges at the Aſſizes, or at any Special Commiſſion as aforeſaid, all and every Sum and Sums of Money allowed to the Sheriff of the ſaid County for the time being out of His Majeſty's Exchequer for ſuch Lodgings and Accommodations, ſhall be paid over by the ſaid Sheriff to the Treaſurer of the ſaid County for the time being, to be taken and applied as Part of the Public Stock of the ſaid County collected under the Rates for the ſame County.

Allowance to Sheriff for Judges' Houſes, to be paid over by him to Treaſurer for County.

XVI. And be it further enacted, That whenever ſuch Houſe, Buildings, Offices or Accommodations ſhall require Alterations, Additions or Improvements, or become out of Repair, or any Furniture thereto belonging ſhall become unfit for Uſe, or any new Furniture ſhall be neceſſary, it ſhall be lawful for the Juſtices of the Peace for the time being of the ſaid County, aſſembled at any General Quarter Seſſions

How Repairs, &c. are to be made, &c.

Seſſions of the Peace for the ſaid County, or the major Part of them, by an Order of the ſaid Seſſions, from time to time to direct the making of ſuch Alterations, Additions, Improvements and Repairs, and ſupplying of all Furniture and other matters and things wanted to be made, done and ſupported; and it ſhall be lawful for ſuch Juſtices, or the major Part of them, and they are hereby authorized to direct that ſuch Sum or Sums of Money as ſhall be expended in the Repairs, Alterations, Additions or Improvements of the ſaid Houſe and Premiſes, or Supply of ſuch Furniture or other matters and things as may from time to time become neceſſary as aforeſaid, and alſo in the Payment and Diſcharge of all or any Quit Rents, Rent Charges, Taxes, Rates and Demands made upon the ſaid Houſe and Premiſes, to be defrayed and paid by the Treaſurer of the ſaid County for the time being out of any Money in his Hands of the Public Stock or County Rates of the ſaid County; and the Treaſurer of the ſaid County is hereby authorized and required to pay any Sum or Sums of Money ſo ordered by ſuch Juſtices, and ſuch Order ſhall be a ſufficient Authority or Diſcharge to the ſaid Treaſurer for the ſame; and that it ſhall be lawful for the ſaid Juſtices, and they are hereby authorized and empowered to appoint a proper Perſon with a competent Salary and Allowance to take Care of the ſaid Houſe, Buildings and Offices, and to have the Charge of the Furniture being in the ſaid Houſe; and alſo that it ſhall and may be lawful for the ſaid Juſtices to order the ſaid Houſe, Buildings and Offices and Furniture to be inſured from Fire, and the Sum or Sums of Money ſo to be expended, and all Charges incident thereto, to be defrayed and paid out of the Public Stock or County Rates of the ſaid County.

Juriſdiction given to the County Juſtices in reſpect of the ſaid Houſe and Premiſes, &c.

'XVII. And Whereas the Houſe and Premiſes in Contemplation 'to be provided and purchaſed under the Powers and Authorities of 'this Act will be locally ſituate within the Borough of *Leiceſter*, 'and the ſame being an ancient Borough and Body Corporate within 'the County of *Leiceſter*, in which the Juſtices acting in the Com-'miſſion of the Peace for the ſaid County of *Leiceſter* have no Juriſ-'diction;' Be it therefore enacted and declared, That when and ſo ſoon as the ſaid Houſe, Offices and Accommodations ſo to be provided and furniſhed under the Powers and Authorities of this Act ſhall have been completed and put into a proper State for the Purpoſes aforeſaid, it ſhall and may be lawful to and for the Juſtices of the Peace for the time being of the ſaid County of *Leiceſter*, at all times, to ſit, execute and diſcharge their ſeveral Functions, Commiſſions, Proceſſes, Duties and Services at, in and upon the ſaid Houſe and Premiſes ſo as aforeſaid authorized to be purchaſed and provided by virtue of this Act, in the ſame manner, and with the like Powers and Authorities, as well for compelling the Appearance of Parties before them as in all other reſpects, as can or may be uſed and done at any Place within the ſaid County of *Leiceſter*; and that for removing all Doubts and Difficulties which might otherwiſe ariſe as to Juriſdiction at, in or upon the ſaid Houſe and Premiſes ſo to be purchaſed and provided by virtue of this Act (ſhould the ſame be locally ſituate within the ſaid Borough of *Leiceſter*), all and every the Proceſs, Examinations, Adjudications, Judgments, Executions, Records, Orders, Warrants, Commitments and other Proceedings of any Juſtice or Juſtices of the Peace for the time being of the ſaid County

County of *Leiceſter*, made, done and executed at, in or upon the ſaid Houſe and Premiſes to be purchaſed and provided under the Powers and Authorities of this Act, and all the Acts of any Conſtable or other Officer in obedience thereto, ſhall be as binding, valid, legal and effectual, and ſhall be deemed and conſidered and are hereby declared to be as binding, valid, legal and effectual, to all Intents and Purpoſes whatſoever, as if the ſame had been done at any Place within the County and not within the ſaid Borough of *Leiceſter*; any Law, Statute, Charter or Uſage to the contrary thereof in anywiſe notwithſtanding.

Appeals.

XVIII. Provided always, and be it further enacted, That in all caſes of Appeal to any Order, Conviction, Adjudication, Act or Proceeding whatſoever of any Juſtice or Juſtices of the Peace of the ſaid County of *Leiceſter*, had, made or done at, in or upon the ſaid Houſe and Premiſes to be purchaſed and provided by virtue of this Act (ſhould the ſame be locally ſituated within the ſaid Borough of *Leiceſter*), ſuch Appeal ſhall be made to the General Quarter Seſſions of the Peace to be holden for the County of *Leiceſter*, and not to any General Seſſion of the Peace to be holden for the Borough of *Leiceſter*; any Law, Statute, Charter or Uſage to the contrary thereof in anywiſe notwithſtanding.

Actions to be brought and defended in the Name of the Clerk of the Peace.

XIX. And be it further enacted, That the Clerk of the Peace for the time being for the ſaid County may ſue and be ſued for or in reſpect of any Claim, Contract or other matter or thing made or done, or to be made or done, or in any way ariſing under the Authority of this Act, in any Court or Courts of Law or Equity; and that no Action or Suit to be brought or commenced by or againſt the ſaid Clerk of the Peace by virtue of this Act, ſhall abate or be diſcontinued by the Death or Removal of ſuch Clerk of the Peace, or by any Act of the ſaid Clerk of the Peace done without the Conſent of the ſaid Juſtices, but ſuch Clerk of the Peace for the time being ſhall always be deemed the Plaintiff or Defendant in ſuch Action or Suit, nominally; and the ſame ſhall be carried on and defended under the Direction of the ſaid Juſtices, or the major Part of them, aſſembled at any General Quarter Seſſion of the Peace for the ſaid County, and the Damages (if any) ſhall be levied, and alſo all Expences be by them defrayed, in like manner as the other Charges under this Act; and the ſaid Houſe, Buildings, Offices, Furniture and Appurtenances, and all Furniture, Articles, matters and things therein or thereunto belonging, or any Land or Hereditaments purchaſed by virtue of this Act, ſhall in any Indictment or Indictments be laid, alleged and deſcribed to be the Property of the ſaid Clerk of the Peace for the time being, and under the Style and Deſcription of *The Clerk of the Peace for the County of Leiceſter*: Provided always, that in all and every Action or Actions, Suit or Suits to be brought and commenced as aforeſaid, no Perſon or Perſons whomſoever ſhall be deemed incompetent to give Evidence by reaſon of his, her or their paying or contributing towards the Public Stock of the ſaid County, or by reaſon of his, her or their being charged with or liable to pay any of the Public Rates of the ſaid County.

Limitation of Actions.

XX. And be it further enacted, That no Action or Suit ſhall be commenced againſt any Perſon or Perſons for any thing done in purſuance or by virtue of this Act after Six Calendar Months next after the Fact committed, or Cauſe of Action accrued for which ſuch Action

Action or Suit shall be so brought; and the Defendant or Defendants in any such Action or Suit may plead the General Issue, and give this Act and the special matter in Evidence at any Trial to be had thereupon.

Public Act.

XXI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act; and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded.

Cap. xxi.

47 G. 3. Sess. 2. c. ii.

An Act for altering and amending an Act passed in the Forty seventh Year of His present Majesty, for constructing a Pier and Harbour at or near the Town of *Folkestone*, in the County of *Kent*; for varying the Limits, and improving and rendering more commodious the said Pier and Harbour; for raising a further Sum of Money for completing the same; and for extending the Powers and Provisions of the said Act. [19th *March* 1818.]

Cap. xxii.

An Act for enlarging the Church Yard of the Parish of *Chipping Barnet*, in the County of *Hertford*, and for other Purposes relating thereto. [19th *March* 1818.]

Cap. xxiii.

25 G. 2. c. 13. 19 G. 3. c. 115. 38 G. 3. c. 10. continued for 21 Years, &c., except as to Part of the Road leading from Cirencester towards Bisley.

An Act to continue the Term, and to amend and enlarge the Powers of several Acts passed for repairing the Road from *Cirencester* to *Stroud*, and another Road therein mentioned, both in the County of *Gloucester*. (*a*) [19th *March* 1818.]

[*Tolls made to cease, and New Tolls granted.*]

Cap. xxiv.

11 G. 3. c. 95 37 G. 3. c. 151. continued for 21 Years, &c.

An Act for continuing the Term and enlarging the Powers of two Acts of the Eleventh and Thirty seventh Years of His present Majesty for repairing the Road leading from *Wem*, in the County of *Salop*, to the Lime Rocks at *Bron y Garth*, and several other Roads in the Counties of *Salop* and *Denbigh*; for repairing and diverting the Roads leading out of the said Road from *Wem* to *Bron y Garth* into the Turnpike Road leading from *Ellesmere* to *Wrexham*; and for repealing so much of the said Acts as relates to a certain Part of the said Roads. (*c*) [19th *March* 1818.]

[*New Trustees.*]

Cap. xxv.

An Act for repairing and maintaining the Harbour of the Burgh of Regality of *Fraserburgh*, in the County of *Aberdeen*. [8th *May* 1818.]

Cap. xxvi.

37 G. 3. c. 156. continued for 21 Years, &c.

An Act to continue the Term and alter and enlarge the Powers of an Act of the Thirty seventh Year of His present Majesty, for repairing the Road from *Dover*, in the County of *Kent*, through *Deal*, to *Sandwich*, in the said County. (*c*) [8th *May* 1818.]

[*Additional Trustees.*]

Cap. xxvii.

An Act for altering and enlarging the Terms and Powers of certain Acts, in so far as the same relate to the Road leading from the Toll House in *Paisley Lane*, at the West Side of the Entry to the New Bridge of *Glasgow*, by or near *Parkhouse*, to the East End of the Bridge at *Renfrew*. (*b*) [8th *May* 1818.] 34 G. 3. c. 140. 37 G. 3. c. 161.

[*Additional Trustees. Tolls made to cease. New Tolls granted.*]

Cap. xxviii.

An Act to extend and amend the Powers of Three Acts of His present Majesty's Reign, for building The *Waterloo Bridge*, and making Roads communicating therewith; and to authorize the Relinquishment of the repairing, lighting and watching of the Roads on the South Side of the Bridge, to the Trustees of the *Surrey* New Roads, acting under Two several Acts of His present Majesty's Reign, for making, widening and keeping in Repair certain Roads in the several Parishes of *Lambeth*, *Newington*, *Saint George Southwark*, *Bermondsey* and *Christchurch*, in the County of *Surrey*, and for watching and lighting the said Roads.

[8th *May* 1818.]

'WHEREAS an Act was passed in the Forty ninth Year of the Reign of His present Majesty, intituled *An Act for building a Bridge over the River* Thames, *from the Precinct of the* Savoy, *or near thereunto, in the County of* Middlesex, *to the opposite Shore, and for making convenient Roads and Avenues to communicate therewith, in the County of* Surrey: And Whereas an Act was passed in the Fifty third Year of the Reign of His present Majesty, intituled *An Act for altering, enlarging and extending the Powers of an Act of His present Majesty, for building a Bridge over the River* Thames, *at the Precinct of the* Savoy, *or near thereunto, and making Roads and Avenues to communicate therewith, in the Counties of* Middlesex *and* Surrey: And Whereas an Act was passed in the Fifty sixth Year of the Reign of His present Majesty, intituled *An Act for altering and enlarging the Powers of Two Acts of His present Majesty, for building a Bridge over the River* Thames, *from the Precinct of the* Savoy, *or near thereunto, in the County of* Middlesex, *to the opposite Shore, and for making convenient Roads and Avenues to communicate therewith, in the County of* Surrey; *and also for making a new Road in lieu of Part of the Road or Street called* Narrow Wall, *in the said County of* Surrey; *and for making an Archway over Part of such new Road; and for denominating the said Bridge* The Waterloo Bridge: And Whereas the Company of Proprietors of The *Waterloo Bridge*, incorporated by virtue of the hereinbefore recited Acts, or some or one of them, have proceeded in the Execution of the several Works authorized by the said recited Acts, and have completed the said Bridge, and Part of the Roads therein mentioned: And Whereas, for the more speedy and effectual Completion of the Remainder of the said Roads and Works, it will be expedient that the said Company should be authorized to raise a further Sum of Money: And Whereas it would tend to the Advantage or Convenience of the Public if the said Company were to relinquish the Controul, Superintendence and Management, and the repairing, lighting and watching of the several 49 G. 3. c. cxci. 53 G. 3. c. clxxiv. 56 G. 3. c. lxiii.

'Roads already made or hereafter to be made by them in the County
'of *Surrey*, to the Truſtees of the *Surrey* New Roads acting under
26 G. 3. c. 131. 'and by virtue of an Act paſſed in the Twenty ſixth Year of the
'Reign of His preſent Majeſty, intituled *An Act for making, widening*
'*and keeping in Repair certain Roads in the ſeveral Pariſhes of* Lam-
'beth, Newington, Saint George Southwark, Bermondſey, *and*
'Chriſtchurch, *in the County of* Surrey, *and for watching and*
47 G. 3. c. cxv. '*lighting the ſaid Roads*; and alſo of an Act paſſed in the Forty
'ſeventh Year of the Reign of His preſent Majeſty, intituled *An*
'*Act for enlarging the Powers of an Act of the Twenty ſixth Year of*
'*His preſent Majeſty, for making and keeping in repair certain Roads*
'*in the Pariſhes of* Lambeth, Newington, Saint George Southwark,
'Bermondſey *and* Chriſtchurch, *in the County of* Surrey, *and for*
'*watching and lighting the ſaid Roads*: And Whereas it will alſo be
'expedient that the ſaid Company ſhould be authorized to alter,
'increaſe and vary the Tolls authorized to be demanded on the ſaid
'Bridge and Roads; and that ſome of the Powers and Proviſions of
'the ſaid Acts, or ſome of them, ſhould be altered, enlarged and
'amended:' May it therefore pleaſe Your Majeſty that it may be
enacted; and be it enacted by The King's Moſt Excellent Majeſty,
by and with the Advice and Conſent of the Lords Spiritual and Tem-
poral, and Commons, in this preſent Parliament aſſembled, and by the
Power to raiſe a further Sum. Authority of the ſame, That it ſhall be lawful to and for the ſaid
Company of Proprietors, in caſe they ſhall deem it meet and expedient,
to raiſe any Sum not exceeding the Sum of Seventy five thouſand
Pounds in addition to the ſeveral Sums authorized to be raiſed by the
ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth
Years of the Reign of His preſent Majeſty, by borrowing the ſame
at any Rate of Intereſt not exceeding Five Pounds *per Centum per*
Annum, and to iſſue to the ſeveral Perſons who ſhall advance the
ſame, or any Part thereof, a Bond or Bonds, Debenture or Deben-
tures, for ſecuring the ſame, with ſuch Intereſt, under the Com-
mon Seal of the ſaid Company; and by ſuch Bond or Bonds, De-
benture or Debentures, to mortgage and aſſign the Rates and Tolls
to be received and taken upon the ſaid Bridge; and all ſuch Bonds
and Debentures ſhall be regiſtered with the Clerk of the ſaid Com-
pany, and ſhall, ſo far as regards the Intereſts thereon, have Priority
over and precede all other Securities upon the ſaid Tolls, and alſo
all Dividends and Diviſion of Profit or Intereſt upon any Sums ſub-
ſcribed or contributed towards the ſaid Undertaking; any thing con-
tained in the ſaid recited Acts of the Forty ninth, Fifty third and Fifty
ſixth Years of the Reign of His preſent Majeſty, or either of them,
to the contrary thereof in anywiſe notwithſtanding: Provided always,
that the Holders of ſuch Bonds and Debentures ſhall ſtand upon the
ſame Footing, the one with the other, in reſpect of their Right to the
Payment of the Intereſt upon ſuch Bonds and Debentures, without
any Priority among themſelves, notwithſtanding the Sums of Money
for which ſuch Bonds and Debentures ſhall have been iſſued may have
been advanced at different times.

Bonds and Debenture may be aſſigned; II. And be it further enacted, That ſuch Bonds and Debentures
may be aſſigned and transferred in ſuch and the like manner as Deeds
of Mortgage of the Tolls of the ſaid Bridge are by the ſaid recited
Act of the Forty ninth Year of the Reign of His preſent Majeſty
Aſſignments to be regiſtered. authorized to be aſſigned and transferred; and every Aſſignment and

Transfer of such Bonds and Debentures shall be registered with the Clerk of the said Company, in such or the like manner as Assignments and Transfers of such Mortgage Deeds are by the same Act directed to be registered; and the Clerk of the said Company shall be paid for registering every such Bond or Debenture, and every such Assignment or Transfer, such Sum, not exceeding Two Shillings and Sixpence, as the Committee of the said Company shall appoint.

Application of the Money.

III. And be it further enacted, That it shall be lawful to and for the said Company to apply and dispose of the said Sum of Seventy five thousand Pounds, or such Part thereof as shall be raised, in making and completing the Roads by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty and this Act authorized to be made, and generally in carrying the said recited Acts and this Act into Execution and Effect.

Recital that Annuities had been already granted; and that Grants had been issued under the Company's Seal; and that some of the Grantees had omitted to apply for their Grants, the Company had issued Grants of the Validity of which Doubts have been entertained.

'IV. And Whereas the said Company have raised a great Part of the Sums authorized to be raised by the said recited Acts of the 'Forty ninth, Fifty third and Fifty sixth Years of the Reign of His 'present Majesty, by way of Annuity, and did agree with the several 'Parties advancing such Sums that the same should be advanced 'by certain Instalments, in order that the Weight of such Annuities 'might not fall upon the said Company before the Sums advanced 'by way of Consideration for such Annuities should be wanted for 'the Execution of the several Works authorized by the said recited 'Acts of the Forty ninth, Fifty third and Fifty sixth Years of the 'Reign of His present Majesty: And Whereas, in order to secure 'the Payment of the said Annuities to the several Persons advancing 'such Sums of Money, the said Company of Proprietors have issued 'to the said Parties certain Grants of Annuities under their Common 'Seal, specifying the Periods at which such Instalments should be 'advanced, and the several Parts of such Annuities should commence: 'And Whereas some of the Persons advancing such Sums of Money 'having omitted to apply to the said Company for their respective 'Grants of Annuity until after all or some of the Periods at which 'such Instalments were advanced, the said Company have issued to 'such Persons respectively Grants of Annuity, bearing Date respectively the Days on which the same were so issued, whereas according to the Tenor and Intention thereof the same should have 'been dated on the Twenty third Day of *February* One thousand 'eight hundred and fourteen, the Day of Payment of the First of the 'said Instalments: And Whereas Doubts have arisen as to the Form 'of all such Grants;' For Remedy whereof be it further enacted, That all such Grants of Annuities, being duly stamped according to the total Amount of such Instalments, and all Assignments and Transfers of such Grants of Annuities, being duly stamped according to the Amount of Consideration Money payable to the Person or Persons assigning or transferring the same, shall be good, valid and effectual to all Intents and Purposes, any Law, Statute, Usage or Custom to the contrary thereof in anywise notwithstanding; and shall be binding in Law, not only upon the said Company, but also upon all Grantees, and their Heirs, Executors, Administrators and Assigns; and that such of the said Grants as by Mistake were dated subsequently to the said Twenty third Day of *February* One thousand eight hundred and fourteen, shall be deemed and considered as bearing Date on,

Proviso for such Grants.

'Roads already made or hereafter to be made by the
'of *Surrey*, to the Truſtees of the *Surrey* New R
'and by virtue of an Act paſſed in the Twen
26 G. 3. c. 131. 'Reign of His preſent Majeſty, intituled *An A*
'*and keeping in Repair certain Roads in the* ſ
'beth, Newington, Saint George Sout
'Chriſtchurch, *in the County of* Sur
47 G. 3. c. cxv. '*lighting the ſaid Roads;* and alſo
'ſeventh Year of the Reign of Hi
'*Act for enlarging the Powers of* a
'*His preſent Majeſty, for making*
'*in the Pariſhes of* Lambeth, N
'Bermondſey *and* Chriſtchur
'*watching and lighting the* ſ
'expedient that the ſaid
'increaſe and vary the T
'Bridge and Roads; a
'the ſaid Acts, or ſo
'amended:' May it ... orty ninth,
enacted; and be it ... is preſent Majeſty,
by and with the A ... of all or any of the Sums
poral, and Comr ... y ninth, Fifty third and Fifty
Power to raiſe a further Sum. Authority of ... is preſent Majeſty, and this Act, and
Company of ... Sum or Sums of Money which may from
to raiſe an ... d, for the Purpoſe of redeeming or purchaſing
Pounds in ... r any of them; and that the ſeveral Perſons who
ſaid reci ... ne ſaid Sums of Money or any Part thereof, and their
Years ... Aſſigns, ſhall ſtand upon the ſame Footing as the Holders
at an ... Annuities which ſhall be redeemed or purchaſed with the Mo-
An ... advanced by them reſpectively: Provided always, that ſuch Sums
ſa ... Money ſhall be applied ſolely to the Redemption or Purchaſe of
'ſuch Annuities, and to and for no other Uſe, Truſt, Intent or Pur-
poſe whatſoever: Provided alſo, that the borrowing or raiſing any
Sum or Sums for the Redemption or Purchaſe of ſuch Annuities ſhall
not prejudice or in any manner affect the Rights and Securities of
the Holders of the Bonds and Debentures hereby authorized to be
iſſued.

'VI. And Whereas it is deſirable that the Road intended to be
'made from the Foot of the ſaid Bridge to near the Obeliſk in *Saint*
'*George's Fields* in the County of *Surrey*, ſhould be altered, and alſo
'widened at the End thereof neareſt the ſaid Obeliſk: And Whereas
'the ſaid Company have depoſited with the Clerk of the Peace for the
'County of *Surrey* a Map or Plan deſcribing and delineating the
'intended Line of the ſaid Road, and the ſeveral Lands, Buildings
'and Hereditaments which will be required to be taken and uſed for
'completing the ſame, and which are deſcribed in the Schedules to
'the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth
'Years of the Reign of His preſent Majeſty and this Act annexed,
'or ſome of them, and have alſo depoſited with the ſaid Clerk of the
'Peace a Book of Reference containing Liſts of the Names of the
'Owners or reputed Owners and Occupiers of the Lands, Buildings
Map of the new Road and Book of Reference to remain in the 'and Hereditaments to be taken and uſed by virtue of this Act;'
Be it therefore further enacted, That the ſaid Map or Plan and
Book of Reference ſhall remain in the Cuſtody of the ſaid Clerk of
the

to the End that all Persons interested therein may at all ...es have Liberty to inspect and peruse the same, and ... Extracts thereof at their Will and Pleasure, paying ...he Peace the Sum of One Shilling for every such ... the Rate of Sixpence for every One hundred ... or Extracts of the said Map or Plan and

Custody of the Clerk of the Peace for the County of Surrey.

... said Company are authorized by the said ...nth, Fifty third and Fifty sixth Years ... Majesty, or one of them, to take and ...tioned, such of the Lands, Build... in the said Map or Plan, and ...xed, as are distinguished by ... Schedule;' Be it therefore ... said Company to alter and ... of the said Bridge to ... manner described and ... to take and purchase, for ...s of the Forty ninth, Fifty third ... Reign of His present Majesty, and ...s, Buildings and Hereditaments mentioned ...s Act annexed, as are not therein distinguished ... which the said Company are not already authorized ... recited Acts of the Forty ninth, Fifty third and Fifty ...ears of the Reign of His present Majesty, or one of them, to ... and use as aforesaid.

Road towards the Obelisk in St. George's Fields may be widened;

VIII. Provided always, and be it further enacted, That the said Company shall have full Power and Authority to alter and widen the said Road, and to complete the same in the manner described and delineated in the said Map or Plan, and may purchase and take Possession, for the Purposes of the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, and this Act, of any of the Houses, Buildings, Lands, Tenements and Hereditaments requisite for the Execution of the said Works, notwithstanding any Error or Omission, or incorrect Description in the said Map or Plan or Book of Reference, or in the said Schedule, in case it shall appear to any Two or more Justices of the Peace of the County of *Surrey*, and be certified by Writing under their Hands, that such Error, Omission or incorrect Description proceeded from Mistake.

notwithstanding Mistakes in Book of Reference.

IX. And be it further enacted, That from and after the passing of this Act, the several Tolls authorized to be demanded and taken by the said Company upon the said Bridge and Roads by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, or any of them, shall be and the same are hereby repealed; and that instead thereof there shall be demanded and taken at all such Toll Gates, Bars or Turnpikes as are now erected, or which shall hereafter be erected, on the said Bridge, before any Person using the said Bridge as a Footway, or any Horse, Mule, Ass or other Cattle, or Carriage, Waggon, Wain, Cart or other Vehicle, shall be permitted to pass through any such Gate, Bar or Turnpike upon the said Bridge, the respective Tolls following; (that is to say,)

Present Tolls repealed.

For each and every time of paſſing over the ſaid Bridge,

New Tolls.

For every Foot Paſſenger, a Sum not exceeding One Penny:

For every Coach, Berlin, Landau, Vis-a-vis, Chariot, Chaiſe, Calaſh and Pleaſure Carriage, and for every Hearſe, Litter or other ſuch Carriage, having more than Two Wheels, and drawn by Six Horſes, or other Beaſts of Draught, a Sum not exceeding One Shilling and Sixpence:

For any of the like Carriages or Vehicles drawn by Three or Four Horſes, or other Beaſts of Draught, a Sum not exceeding One Shilling:

For any of the like Carriages or Vehicles drawn by Two Horſes or other Beaſts of Draught, a Sum not exceeding Sixpence:

For any of the like Carriages or Vehicles drawn by One Horſe or other Beaſt of Draught, a Sum not exceeding Four pence:

For every Chaiſe, Chair, Taxed Cart, Curricle or other ſuch like Carriage on Two Wheels, and drawn by Two Horſes or other Beaſts of Draught, a Sum not exceeding Sixpence:

For any of the like laſt mentioned Carriages or Vehicles drawn by One Horſe or other Beaſt of Draught, a Sum not exceeding Three pence:

For every Horſe or other Beaſt of Draught drawing any Waggon, Wain, Cart, Dray, Truck, Sledge or ſuch like Carriage, laden or unladen, a Sum not exceeding Two pence:

For every Wheelbarrow or Truck, not drawn by any Horſe or other Beaſt of Draught, a Sum not exceeding One Penny Halfpenny:

For every Horſe, Mule or Aſs, laden or unladen, and not drawing, a Sum not exceeding Two pence:

For every Score of Oxen or Neat Cattle, and ſo in proportion for any greater or leſs Number, a Sum not exceeding Eight pence:

For every Score of Calves, Hogs, Sheep or Lambs, and ſo in proportion for any greater or leſs Number, a Sum not exceeding Four pence.

'X. And Whereas the ſaid Company have built and conſtructed 'Two Sets of Stairs or Plying Places at the *Surrey* End of the ſaid 'Bridge, and the ſame are now uſed in lieu of the Stairs or Place 'called *Cuper's Stairs*, otherwiſe *Cuper's Bridge Stairs*: And 'Whereas that Part of the Street, formerly called *Narrow Wall*, 'which lies on the South Side of the Wharf belonging to the ſaid 'Company, formerly the Property of *Jervoiſe Clarke Jervoiſe*, and 'which formed the Acceſs to the ſaid Stairs or Place called *Cuper's 'Stairs*, otherwiſe *Cuper's Bridge Stairs*, has been ſtopped up, and 'is veſted in the ſaid Company by virtue of the ſaid recited Act of 'the Fifty ſixth Year of His ſaid preſent Majeſty's Reign, the ſaid 'Company having made a new Road in lieu of the ſaid Street called '*Narrow Wall*: And Whereas it is expedient to make ſome Regu-'lations as to the Behaviour of Watermen plying for Hire near the 'ſaid Bridge;' Be it therefore further enacted, That from and after the paſſing of this Act the ſaid Stairs or Plying Place called *Cuper's Stairs*, otherwiſe *Cuper's Bridge Stairs*, ſhall be ſhut up and diſcontinued as a Public Plying or Landing Place for Watermen and others navigating upon the River *Thames*; and that it ſhall not be lawful for any Waterman or Watermen to ply for Hire, or aſſemble at the ſaid Stairs

Cuper's Bridge Stairs to be diſcontinued.

Stairs or Plying Place, nor to ply for Hire or aſſemble upon any Part of the Footways or Roads by the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, or this Act, authorized to be made, but only at the Stairs or Plying Places built and conſtructed by the ſaid Company, and in the Receſſes within the Footways at the Ends of the ſaid Bridge; and that if any Waterman ſhall offend herein, or ſhall obſtruct or moleſt any Perſon or Perſons in his, her or their Paſſage over the ſaid Bridge or Roads by the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, or this Act, authorized to be erected and made, or ſhall uſe ſcurrilous, blaſphemous, indecent or abuſive Language to any Perſon or Perſons upon any Part of the ſaid Bridge and Roads, it ſhall be lawful for any Collector or Receiver of the Tolls or any other Perſon to ſeize ſuch Offender, and by the Authority of this Act, without any other Warrant, to convey him before any Juſtice of the Peace for the County in which ſuch Offence ſhall be committed; and ſuch Waterman, upon being thereof lawfully convicted before ſuch Juſtice of the Peace, either upon his own Confeſſion, or upon the Oath of one or more credible Witneſs or Witneſſes (which Oath the ſaid Juſtice is hereby authorized and empowered to adminiſter), ſhall forfeit and pay any Sum not exceeding Forty Shillings.

Watermen offending may be ſeized.

Penalty.

'XI. And Whereas the ſaid Company have made and conſtructed 'certain Parts of the Roads at each End of the Bridge upon 'Arches;' Be it further enacted, That the ſaid Company ſhall have full Power and Authority to grant a Leaſe or Leaſes of the ſaid Arches, or any of them, to any Perſon or Perſons whomſoever, for ſuch Term or Terms of Years, and for ſuch Conſiderations, in groſs Annual Rents or other Compenſations, and on ſuch Conditions, as to the ſaid Company ſhall ſeem meet; and the Amount of ſuch Annual Rents, and the Intereſt of ſuch Conſiderations or Compenſations in groſs (ſuch Conſiderations or Compenſations in groſs to be inveſted in ſome of the Parliamentary Stocks or Funds, or on Government or Real Securities, at Intereſt in the Names of the Treaſurers), ſhall be paid, applied and diſpoſed of as the Tolls received upon the ſaid Bridge are by the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty directed to be applied and diſpoſed of.

Company may leaſe Arches upon which the Roads are made.

XII. And be it further enacted, That from and after the paſſing of this Act the Committee of the ſaid Company ſhall have full Power and Authority to appoint ſuch Collector or Collectors, Receiver or Receivers of the Rates and Tolls, as to the ſaid Committee ſhall ſeem meet; and alſo from time to time to remove any ſuch Collector or Collectors, Receiver or Receivers, and to nominate and appoint another Perſon or Perſons in his or their Room or Stead, taking ſuch Security from every ſuch Collector or Receiver, for the due Executon of his Office, as the ſaid Committee ſhall think proper; and the ſaid Committee ſhall have the full and entire Controul and Superintendence over the ſaid Collectors and Receivers; any thing in the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, or any of them, to the contrary thereof in anywiſe notwithſtanding.

Committee of Company may appoint and remove Tollmen.

'XIII. And Whereas in purſuance of the ſaid recited Acts of the 'Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His 'preſent Majeſty, the ſaid Company have ſet out and made a Road 'from the ſaid Bridge to the Road leading from *Blackfriars Road* 'aforeſaid to the *Marſh Gate*, and are about to continue the ſame 'from the ſaid laſt mentioned Road to near the Obeliſk in *Saint 'George's Fields*; and the ſaid Company have alſo ſet out and made 'a Road from the End of *Stamford Street*, *Blackfriars Road*, into 'the ſaid firſt mentioned Road; and the ſaid Company are now 'making a Road from the Road ſo intended to be continued to the 'Obeliſk as aforeſaid, into the *Weſtminſter Road*, partly through and 'by means of a certain Street called *Oakley Street*; and the ſaid 'Company are authorized by the ſaid recited Acts of the Forty 'ninth, Fifty third and Fifty ſixth Years of the Reign of His ſaid 'preſent Majeſty, or ſome or one of them, to continue the aforeſaid 'Road from the End of *Stamford Street* aforeſaid into the *Weſtmin-'ſter Road*: And Whereas the ſaid Company are willing and have 'propoſed to the ſaid Truſtees of the *Surrey* New Roads to relin-'quiſh to them the Controul, Superintendence and Management, and 'the repairing, lighting and watching of the ſaid Roads already made 'or hereafter to be made, when and as the ſame ſhall be completed 'and made fit for the Uſe of the Public, freed and diſcharged from 'all Mortgages, Annuities, Application of Tolls, or other Incum-'brances, Securities, Engagements or Appropriations whatever; and 'the ſaid Truſtees of the *Surrey* New Roads are willing and have 'conſented to accept ſuch Relinquiſhment when the ſaid Roads or 'any of them ſhall be ſo completed and made fit for the Uſe of the 'Public, and ſo freed and diſcharged as aforeſaid, and to undertake 'the Controul, Superintendence and Management, and the repairing, 'lighting and watching of the ſaid Roads, or ſuch of them as ſhall 'for the time being be ſo completed and made fit for the Uſe of the 'Public;' Be it therefore further enacted, That the Road from the ſaid Bridge, commencing at the North Side of the Archway under the ſaid Road, to the Road leading from *Blackfriars Road* to the *Marſh Gate* aforeſaid, and the Road from the End of *Stamford Street* into the ſaid firſt mentioned Road (being the Roads already ſet out and made as aforeſaid), from and immediately after the paſſing of this Act, and alſo the Continuation of the ſaid firſt mentioned Road to near the Obeliſk aforeſaid, and the Road from the ſame paſſing through *Oakley Street* aforeſaid into the *Weſtminſter Road* aforeſaid (being the Roads which the ſaid Company are now making or continuing as aforeſaid), and alſo the Continuation of the ſaid Road from the End of *Stamford Street* into the *Weſtminſter Road* (which the ſaid Company are authorized by the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, or ſome or one of them, to ſet out and make), when and as the ſaid ſeveral laſt mentioned Roads, or any of them, ſhall be completed, and Notice thereof ſhall be given in Writing by the Clerk of the ſaid Company to the Clerk of the ſaid Truſtees; and upon the ſaid Roads or any of them being ſo completed and made fit for the Uſe of the Public, to the Satisfaction of the Treaſurer for the time being of the ſaid Truſtees, (ſuch Satisfaction to be certified by Writing under his Hand, which ſaid Certificate the ſaid Treaſurer ſhall, in caſe of Approval, ſign and give within Fourteen Days next after

Certain Roads in Surrey placed under the Direction of the Truſtees of the Surrey New Roads;

after such Notice being received by the Clerk of the said Trustees,) then, from and immediately after the Delivery of such Certificate to the Clerk of the said Company, the said Roads, or such of them as shall be in the said Notice and Certificate mentioned and described, shall, freed and discharged as aforesaid, thenceforth be entirely under the Controul, Superintendence and Management of the said Trustees, and shall be repaired, managed, lighted and watched by them during the Period for which they are now authorized or hereafter may be authorized by the said Acts of the Twenty sixth and Forty seventh Years of His said Majesty's Reign, or any future Act or Acts; and the said Trustees shall have such and the same Powers and Authorities over the whole of the said Roads respectively, and to erect, place and set up Toll Gates or Bars, with suitable Toll Houses and other Conveniences thereon, or on any Part or Parts thereof, or across the same, or on the Side or Sides thereof (except as hereinafter provided), and to demand, take, collect and receive the same Tolls and Duties as are vested in or given and granted to the said Trustees in and by the said recited Acts of the Twenty sixth and Forty seventh Years of the Reign of His present Majesty in respect of the Roads therein mentioned; and that the said Trustees shall to all Intents and Purposes become the Trustees of the said Roads in the same manner and to the same Extent as they are the Trustees of the *Surrey* New Roads under the said Acts of the Twenty sixth and Forty seventh Years of the Reign of His said present Majesty, with full Power and Authority to apply the Tolls which may hereafter be collected on the said Roads hereby relinquished, to the same Purposes as the Tolls collected under the said Acts of the Twenty sixth and Forty seventh Years of the Reign of His said present Majesty are directed to be applied, and which Tolls are hereby declared to be vested in the said Trustees for the said Purposes; and the several Powers, Authorities, Remedies and Provisions in and by the said recited Acts of the Twenty sixth and Forty seventh Years of the Reign of His present Majesty given and granted, shall apply and be in Force and Effect with regard to the Roads made and constructed, or to be made and constructed by the said Company, as fully and effectually as if such Roads were particularly mentioned, specified and included in the said recited Acts of the Twenty sixth and Forty seventh Years of the Reign of His said present Majesty; and from and after the passing of this Act, as to the Roads already made and completed, and from and after the other Roads hereinbefore mentioned, or any of them, shall have been made and completed fit for the Public, and to the Satisfaction of the said Treasurer of the said Trustees for the time being, certified in manner aforesaid, the said Company, or any Commissioner or other Person or Persons named, authorized and appointed in and by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, shall not interfere or meddle, by themselves, their Officers, Agents or Servants, with the said Roads, or any of them, or any Part or Parts thereof, except for the Purpose of rebuilding, repairing or amending the Arches formed and made under the said Road leading from the said Bridge to the Obelisk, when and as the same shall become dilapidated or out of Repair.

who may Demand, &c. Tolls vested by 26 G. 3. c. 131. and 47 G. 3. c. cxv.

And may act under the Powers of the said Acts.

XIV. And be it further enacted, That it shall not be lawful to or for the said Trustees acting under and by virtue of the said recited Acts

Trustees of Surrey New Roads not to

take greater Tolls nor to take any Tolls nearer to the Bridge than the New Cut.

Acts of the Twenty ſixth and Forty ſeventh Years of the Reign of His preſent Majeſty, to take any greater Toll on the Roads hereby authorized to be relinquiſhed as aforeſaid than the Tolls which now are or ſhall for the time being be payable at the Toll Gates or Bars erected or hereafter to be erected and ſet up on the ſeveral Roads therein mentioned, nor to erect, ſet up, build or place any Toll Gate or Bar, or to take any Toll whatever, on the Road made from the End of *Stamford Street* aforeſaid to the Road leading from the ſaid Bridge to near the Obeliſk in *Saint George's Fields* aforeſaid, or on the ſaid Road leading from the ſaid Bridge to the Obeliſk aforeſaid, nearer to the ſaid Bridge than the Road leading from *Blackfriars Road* aforeſaid to the *Marſh Gate* aforeſaid, or within Sixty Feet thereof.

Lamps, &c. veſted in Truſtees of the Surrey New Roads.

XV. And be it further enacted, That all and every the Lamps, Lamp Poſts, Lamp Irons, Furniture, Watch Boxes, Poſts, Rails, Materials and other things now erected, ſet up, uſed or placed on the ſaid Roads hereby authorized to be relinquiſhed as aforeſaid, and belonging to the ſaid Company, ſhall and the ſame are hereby veſted in and ſhall become the ſole Property of the ſaid Truſtees for executing the ſaid Acts of the Twenty ſixth and Forty ſeventh Years of the Reign of His ſaid preſent Majeſty, from and immediately after they ſhall have accepted and taken the Care and Management of the Repair, Watching and Lighting of the ſaid Roads, and who are hereby authorized and empowered to alter, take down, remove and diſpoſe of the ſame as they ſhall think fit: Provided always, that in caſe the Walls built and erected by the ſaid Company on each Side of the Road leading from the ſaid Bridge, or any Part thereof, ſhall be pulled down or removed by the ſaid Truſtees, or by any other Perſon or Perſons who ſhall erect any Houſe or Houſes on the Sides of the ſaid Roads, the Materials of the ſaid Walls, or ſuch Parts thereof ſo pulled down, ſhall be and become the Property of the ſaid Company.

On Neglect of Repair of Arches under the Road, Clerk of the ſaid Truſtees to give Notice in Writing to Company or Occupier; and on Neglect, &c. to repair after Notice, Truſtees may repair, and recover Coſts, and alſo 10l. as a Fine.

XVI. And be it further enacted, That whenever any Arch or Arches under the ſaid Road, leading from the ſaid Bridge to the Obeliſk aforeſaid, ſhall be broken down or become dilapidated or out of repair, and the ſaid Company or their Leſſee or Leſſees, or the Occupier or Occupiers of the ſaid Arch or Arches, ſhall neglect or omit immediately thereafter to ſubſtantially rebuild, reinſtate or repair the ſame, then the Clerk or Surveyor for the time being of the ſaid Truſtees ſhall give Notice in Writing of ſuch Breaking-down, Dilapidations or want of Repair, to the ſaid Company or their Clerk, or to the ſaid Leſſee or Leſſees, Occupier or Occupiers of the ſaid Arch or Arches, immediately to rebuild, repair or amend the ſame; and in caſe the ſaid Company, or their Leſſee or Leſſees, or the Occupier or Occupiers of the ſaid Arch or Arches, ſhall neglect or refuſe for the Space of Four Days next after Notice of ſuch Breaking-down, Dilapidations or want of Repair as aforeſaid, to proceed in ſuch Rebuilding or Repair, then it ſhall be lawful to and for the ſaid Truſtees, or their Surveyor or Surveyors as aforeſaid, to cauſe the ſaid Arch or Arches to be ſubſtantially rebuilt or repaired, as the caſe may be; and the Coſts, Charges and Expences to be incurred thereby, together with the further Sum of Ten Pounds by way of Fine or Penalty, ſhall be paid by the ſaid Company, or their Treaſurer or Clerk, to the Treaſurer or Treaſurers of the ſaid Truſtees;

Truſtees; and in caſe the ſaid Company or their Treaſurer or Clerk ſhall not pay ſuch Sum or Sums as ſhall be ſo laid out or incurred in ſuch Rebuilding or Repair, as the caſe may be, together with the ſaid Sum of Ten Pounds, within Ten Days next after Notice thereof ſhall be left at the Office of the ſaid Company, or at the Dwelling Houſe or laſt Place of Abode of their Treaſurer or Clerk, (which Notice ſhall be in Writing ſigned by the ſaid Treaſurer or Clerk to the ſaid Truſtees, and annexed to or written under a Bill containing an Account of ſuch Charges and Expences,) it ſhall be lawful to and for the ſaid Truſtees, or any Seven or more of them, in the Name of their Treaſurer or Clerk, and they and he are hereby reſpectively authorized and empowered, to bring or cauſe to be brought any Action or Actions againſt the ſaid Company for the Recovery of, and therein to recover, ſuch Sum or Sums of Money as ſhall or may be ſo laid out and expended or incurred, together with the ſaid Sum of Ten Pounds by way of Fine or Penalty, and full Coſts of Suit; in which Action or Actions, no Eſſoign, Protection or Wager of Law, or more than One Imparlance ſhall be allowed.

Full Coſts of Suit.

XVII. Provided always, and be it further enacted, That the ſaid Company ſhall at all times at their own Coſts and Charges well and ſubſtantially ſupport and uphold, repair, amend, preſerve and keep the Arches under the ſaid Road from the Bridge to the Obeliſk aforeſaid, in thorough, ſound and complete Repair, fit and proper for the Safety and due Maintenance of the ſaid Road, and to the Satisfaction and Approbation of the Treaſurer for the time being of the Truſtees for putting into Execution the ſaid recited Acts of the Twenty ſixth and Forty ſeventh Years of the Reign of His ſaid preſent Majeſty; and that it ſhall be lawful to and for the ſaid Company or their Committee, and their Agents, Servants and Workmen, from time to time, and at all times when Occaſion ſhall require, to come upon any Part of the ſaid Road hereinbefore deſcribed, and ſo placed under the Controul, Superintendence and Management of the ſaid Truſtees as aforeſaid, after Six Hours' previous Notice, ſigned by their Clerk, and given to the Clerk of the ſaid Truſtees, of their Intention to break up the ſaid Road or any Part thereof, for the Purpoſe of rebuilding, repairing, putting or keeping in Repair all or any of the ſaid Arches (they the ſaid Company at their own Coſts and Charges fencing ſuch Part or Parts of the Road as ſhall be ſo broken up, and during the Rebuilding or Repair of the ſaid Arches, and reinſtating the ſaid Road, protecting and preſerving the Public from Damage or Accident, by placing proper Lights and Perſons to guard the ſame, and reſtoring the ſaid Road, after ſuch Arch or Arches ſhall be rebuilt, repaired or amended, to the ſame State as before ſuch Road was broken up, or ſuch Arch or Arches became dilapidated or out of Repair); and in the breaking up of the ſaid Road, rebuilding or repairing the ſaid Arches, and reſtoring the ſaid Road, all poſſible Diligence ſhall be uſed by the ſaid Company, their Agents and Servants.

Company may break up Roads to repair Arches on Notice; and to fence, &c. Road ſo broken up, and afterwards make good the ſame.

XVIII. Provided always, and be it further enacted, That any Perſon or Perſons who ſhall paſs through any Toll Gate or Turnpike to be erected on the Roads hereby authorized to be relinquiſhed, and producing a Note or Ticket of the Payment of ſuch Toll (which Note or Ticket the Toll Collector is hereby required to deliver *gratis*), ſhall be permitted to paſs Toll-free on the ſame Day through all and every

Toll paid at Gates on Roads relinquiſhed, to clear Gates of Surrey New Roads.

'Roads already made or hereafter to be made by them in the County 'of *Surrey*, to the Truſtees of the *Surrey* New Roads acting under
26 G. 3. c. 131. 'and by virtue of an Act paſſed in the Twenty ſixth Year of the 'Reign of His preſent Majeſty, intituled *An Act for making, widening 'and keeping in Repair certain Roads in the ſeveral Pariſhes of* Lambeth, Newington, Saint George Southwark, Bermondſey, *and* Chriſtchurch, *in the County of* Surrey, *and for watching and*
47 G. 3. c. cxv. '*lighting the ſaid Roads;* and alſo of an Act paſſed in the Forty 'ſeventh Year of the Reign of His preſent Majeſty, intituled *An 'Act for enlarging the Powers of an Act of the Twenty ſixth Year of 'His preſent Majeſty, for making and keeping in repair certain Roads 'in the Pariſhes of* Lambeth, Newington, Saint George Southwark, Bermondſey *and* Chriſtchurch, *in the County of* Surrey, *and for 'watching and lighting the ſaid Roads:* And Whereas it will alſo be 'expedient that the ſaid Company ſhould be authorized to alter, 'increaſe and vary the Tolls authorized to be demanded on the ſaid 'Bridge and Roads; and that ſome of the Powers and Proviſions of 'the ſaid Acts, or ſome of them, ſhould be altered, enlarged and 'amended:' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the

Power to raiſe a further Sum.

Authority of the ſame, That it ſhall be lawful to and for the ſaid Company of Proprietors, in caſe they ſhall deem it meet and expedient, to raiſe any Sum not exceeding the Sum of Seventy five thouſand Pounds in addition to the ſeveral Sums authorized to be raiſed by the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, by borrowing the ſame at any Rate of Intereſt not exceeding Five Pounds *per Centum per Annum*, and to iſſue to the ſeveral Perſons who ſhall advance the ſame, or any Part thereof, a Bond or Bonds, Debenture or Debentures, for ſecuring the ſame, with ſuch Intereſt, under the Common Seal of the ſaid Company; and by ſuch Bond or Bonds, Debenture or Debentures, to mortgage and aſſign the Rates and Tolls to be received and taken upon the ſaid Bridge; and all ſuch Bonds and Debentures ſhall be regiſtered with the Clerk of the ſaid Company, and ſhall, ſo far as regards the Intereſts thereon, have Priority over and precede all other Securities upon the ſaid Tolls, and alſo all Dividends and Diviſion of Profit or Intereſt upon any Sums ſubſcribed or contributed towards the ſaid Undertaking; any thing contained in the ſaid recited Acts of the Forty ninth, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, or either of them, to the contrary thereof in anywiſe notwithſtanding: Provided always, that the Holders of ſuch Bonds and Debentures ſhall ſtand upon the ſame Footing, the one with the other, in reſpect of their Right to the Payment of the Intereſt upon ſuch Bonds and Debentures, without any Priority among themſelves, notwithſtanding the Sums of Money for which ſuch Bonds and Debentures ſhall have been iſſued may have been advanced at different times.

Bonds and Debenture may be aſſigned;

Aſſignments to be regiſtered.

II. And be it further enacted, That ſuch Bonds and Debentures may be aſſigned and transferred in ſuch and the like manner as Deeds of Mortgage of the Tolls of the ſaid Bridge are by the ſaid recited Act of the Forty ninth Year of the Reign of His preſent Majeſty authorized to be aſſigned and transferred; and every Aſſignment and

Transfer of such Bonds and Debentures shall be registered with the Clerk of the said Company, in such or the like manner as Assignments and Transfers of such Mortgage Deeds are by the same Act directed to be registered; and the Clerk of the said Company shall be paid for registering every such Bond or Debenture, and every such Assignment or Transfer, such Sum, not exceeding Two Shillings and Sixpence, as the Committee of the said Company shall appoint.

Application of the Money.

III. And be it further enacted, That it shall be lawful to and for the said Company to apply and dispose of the said Sum of Seventy five thousand Pounds, or such Part thereof as shall be raised, in making and completing the Roads by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty and this Act authorized to be made, and generally in carrying the said recited Acts and this Act into Execution and Effect.

Recital that Annuities had been already granted; and that Grants had been issued under the Company's Seal; and that some of the Grantees had omitted to apply for their Grants, the Company had issued Grants of the Validity of which Doubts have been entertained.

'IV. And Whereas the said Company have raised a great Part of the Sums authorized to be raised by the said recited Acts of the 'Forty ninth, Fifty third and Fifty sixth Years of the Reign of His 'present Majesty, by way of Annuity, and did agree with the several 'Parties advancing such Sums that the same should be advanced 'by certain Instalments, in order that the Weight of such Annuities 'might not fall upon the said Company before the Sums advanced 'by way of Consideration for such Annuities should be wanted for 'the Execution of the several Works authorized by the said recited 'Acts of the Forty ninth, Fifty third and Fifty sixth Years of the 'Reign of His present Majesty: And Whereas, in order to secure 'the Payment of the said Annuities to the several Persons advancing 'such Sums of Money, the said Company of Proprietors have issued 'to the said Parties certain Grants of Annuities under their Common 'Seal, specifying the Periods at which such Instalments should be 'advanced, and the several Parts of such Annuities should commence: 'And Whereas some of the Persons advancing such Sums of Money 'having omitted to apply to the said Company for their respective 'Grants of Annuity until after all or some of the Periods at which 'such Instalments were advanced, the said Company have issued to 'such Persons respectively Grants of Annuity, bearing Date respectively the Days on which the same were so issued, whereas according to the Tenor and Intention thereof the same should have 'been dated on the Twenty third Day of *February* One thousand 'eight hundred and fourteen, the Day of Payment of the First of the 'said Instalments: And Whereas Doubts have arisen as to the Form 'of all such Grants;' For Remedy whereof be it further enacted, That all such Grants of Annuities, being duly stamped according to the total Amount of such Instalments, and all Assignments and Transfers of such Grants of Annuities, being duly stamped according to the Amount of Consideration Money payable to the Person or Persons assigning or transferring the same, shall be good, valid and effectual to all Intents and Purposes, any Law, Statute, Usage or Custom to the contrary thereof in anywise notwithstanding; and shall be binding in Law, not only upon the said Company, but also upon all Grantees, and their Heirs, Executors, Administrators and Assigns; and that such of the said Grants as by Mistake were dated subsequently to the said Twenty third Day of *February* One thousand eight hundred and fourteen, shall be deemed and considered as bearing Date on,

Proviso for such Grants.

on, and shall take Effect from the said Twenty third Day of *February* One thousand eight hundred and fourteen, and not from the actual Date thereof: Provided always, that nothing herein contained shall in any manner prejudice or affect any Question at Law or in Equity, now pending between any Parties or Persons whomsoever, relating to such Grants of Annuities or any of them, or in any manner to prejudice or affect any Suit or Proceeding now pending between any Parties or Persons whomsoever and the said Company, touching or concerning any Arrears of Annuities or Division of Profit or Interest arising antecedent to the passing of this Act.

'V. And Whereas it may be proper that the said Company should 'be authorized to raise Money from time to time for the Purpose 'of redeeming or purchasing the Annuities granted by the said Com- 'pany, or any of them;' Be it therefore further enacted, That it shall be lawful to and for the said Company, in addition to the several Sums by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, and this Act, authorized to be raised, to raise by all or any of the Modes mentioned and authorized in and by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, and this Act, or any of them, for the raising of all or any of the Sums by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, and this Act, and authorized to be raised, any Sum or Sums of Money which may from time to time be required, for the Purpose of redeeming or purchasing such Annuities, or any of them; and that the several Persons who shall advance the said Sums of Money or any Part thereof, and their respective Assigns, shall stand upon the same Footing as the Holders of the Annuities which shall be redeemed or purchased with the Monies advanced by them respectively: Provided always, that such Sums of Money shall be applied solely to the Redemption or Purchase of such Annuities, and to and for no other Use, Trust, Intent or Purpose whatsoever: Provided also, that the borrowing or raising any Sum or Sums for the Redemption or Purchase of such Annuities shall not prejudice or in any manner affect the Rights and Securities of the Holders of the Bonds and Debentures hereby authorized to be issued.

Power to borrow for redeeming Annuities.

'VI. And Whereas it is desirable that the Road intended to be 'made from the Foot of the said Bridge to near the Obelisk in *Saint* '*George's Fields* in the County of *Surrey*, should be altered, and also 'widened at the End thereof nearest the said Obelisk: And Whereas 'the said Company have deposited with the Clerk of the Peace for the 'County of *Surrey* a Map or Plan describing and delineating the 'intended Line of the said Road, and the several Lands, Buildings 'and Hereditaments which will be required to be taken and used for 'completing the same, and which are described in the Schedules to 'the said recited Acts of the Forty ninth, Fifty third and Fifty sixth 'Years of the Reign of His present Majesty and this Act annexed, 'or some of them, and have also deposited with the said Clerk of the 'Peace a Book of Reference containing Lists of the Names of the 'Owners or reputed Owners and Occupiers of the Lands, Buildings 'and Hereditaments to be taken and used by virtue of this Act;' Be it therefore further enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the said Clerk of

Map of the new Road and Book of Reference to remain in the

the

the Peace, to the End that all Persons interested therein may at all seasonable times have Liberty to inspect and peruse the same, and take Copies or Extracts thereof at their Will and Pleasure, paying to such Clerk of the Peace the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words of such Copies or Extracts of the said Map or Plan and Book of Reference. Custody of the Clerk of the Peace for the County of Surrey.

'VII. And Whereas the said Company are authorized by the said 'recited Acts of the Forty ninth, Fifty third and Fifty sixth Years 'of the Reign of His present Majesty, or one of them, to take and 'use, for the Purposes therein mentioned, such of the Lands, Build-'ings and Hereditaments mentioned in the said Map or Plan, and 'in the Schedule to this Act annexed, as are distinguished by 'Figures in the said Map or Plan and Schedule;' Be it therefore enacted, That it shall be lawful for the said Company to alter and widen the said Road leading from the Foot of the said Bridge to near the Obelisk in *Saint George's Fields*, in manner described and delineated in the said Map or Plan, and to take and purchase, for the Purposes of the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, and this Act, such of the Lands, Buildings and Hereditaments mentioned in the Schedule to this Act annexed, as are not therein distinguished by Figures, and which the said Company are not already authorized by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, or one of them, to take and use as aforesaid. Road towards the Obelisk in St. George's Fields may be widened;

VIII. Provided always, and be it further enacted, That the said Company shall have full Power and Authority to alter and widen the said Road, and to complete the same in the manner described and delineated in the said Map or Plan, and may purchase and take Possession, for the Purposes of the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, and this Act, of any of the Houses, Buildings, Lands, Tenements and Hereditaments requisite for the Execution of the said Works, notwithstanding any Error or Omission, or incorrect Description in the said Map or Plan or Book of Reference, or in the said Schedule, in case it shall appear to any Two or more Justices of the Peace of the County of *Surrey*, and be certified by Writing under their Hands, that such Error, Omission or incorrect Description proceeded from Mistake. notwithstanding Mistakes in Book of Reference.

IX. And be it further enacted, That from and after the passing of this Act, the several Tolls authorized to be demanded and taken by the said Company upon the said Bridge and Roads by the said recited Acts of the Forty ninth, Fifty third and Fifty sixth Years of the Reign of His present Majesty, or any of them, shall be and the same are hereby repealed; and that instead thereof there shall be demanded and taken at all such Toll Gates, Bars or Turnpikes as are now erected, or which shall hereafter be erected, on the said Bridge, before any Person using the said Bridge as a Footway, or any Horse, Mule, Ass or other Cattle, or Carriage, Waggon, Wain, Cart or other Vehicle, shall be permitted to pass through any such Gate, Bar or Turnpike upon the said Bridge, the respective Tolls following; (that is to say,) Present Tolls repealed.

SCHEDULE — *continued.*

Parish and County.	No. and Letter on Plan.	Description of Property.	OWNERS. Freeholders.	OWNERS. Leaseholders.	OCCUPIERS.
Parish of Saint George in the County of Surrey.	57	School, &c.	James Hedger	Trustees of Southwark Sunday School	Trustees of Southwark Sunday School
	58	Dwelling House	Ditto	Thomas Marsden	Lakeday
	59	Ditto	Ditto	Ditto	William Miers
	60	Formerly vacant Ground, now Part covered with small Houses	Executors of John Branscomb	Ditto	
	61	Small House	Ditto	—— Till	William Seldon
	62	Ditto	Ditto	Ditto	William Pritchard
	63	Ditto	Ditto	Ditto	Richard Grose
	64	Ditto	Ditto	Ditto	Empty
	65	Ditto	Ditto	Ditto	John Beach
	65*	Gardens in front of Houses	Ditto	Ditto	
	66	Small House	James Hedger	Ditto	Rebecca Humphries
	67	Ditto	Ditto	Ditto	John Harrington
	68	Ditto	Ditto	Ditto	George Cayton
	69	Ditto	Ditto	Ditto	John Ealing
	70	Ditto	Ditto	Ditto	William Welsh
	71	Ditto	Ditto	Ditto	Richard Humphries
	72	Workshop	Ditto	John Willis Faulkner	James Ledger
	73	Small House	Ditto	James Davis	Thomas Harrison
	74	Ditto	Ditto	Ditto	James Walker
	75	Ditto	Ditto	Ditto	Christopher Dowling
	76	Ditto	Ditto	Ditto	William Underhaye
	77	House and Garden	Ditto	John Willis Faulkner	John Pitts
	78	Ditto	Ditto	Ditto	Thomas Bryant
	79	Ditto	Ditto	Ditto	John Edwards
	80	Ditto	Ditto	Ditto	James Ledger
	81	Do. Grocer's Shop and Garden	Ditto	Ditto	John Banfield
	82	Small House	Ditto	William Johnson	William Cusher
	83	Way to Providence Place			
	84	Small House	Ditto	Ditto	William Evans
	85	Road, Webber Row			
	86	Road, Ann's Place			
	87	George Public House and Garden	James Quallett	Messrs. Elliott and Co.	John May
	88	Dwelling House, formerly Public House	Ditto	Ditto	Thomas Stowell
	89	Dwelling House and Garden	Ditto	James Hedger, Col. Baker, John Willis Faulkner	Sarah Prefton
	90	Ditto	Ditto	Ditto	John Hardcastle
	91	Ditto	Ditto	Ditto	John Sheer
	H	Gardens or vacant Ground between Baron's Buildings and Webber Row	City of London		
	92	Formerly vacant Ground, now partly covered with Tenements	Messrs. Elliott and Co.		
	93	Dwelling House and Garden	Trustees of Jasper Baron	Trustees of Jasper Baron	James Brown
	94	Ditto	Ditto	Ditto	Matthew Lister Brown
	95	Ditto	Ditto	Ditto	

SCHEDULE — *continued.*

Parish and County	No. and Letter on Plan	Description of Property.	OWNERS. Freeholders.	OWNERS. Leaseholders.	OCCUPIERS.
Parish of Saint George in the County of Surrey.	96	Dwelling House and Garden	Trustees of Jasper Baron	Trustees of Jasper Baron	Matthew Ashton
	I	Ditto Ditto	Ditto	Ditto	Thomas Shelton
	K	Ditto and Workshop	Ditto	Ditto Honeyman, Sub lessee	Sarah Brown
	L	Ditto Dwelling House and Garden	Ditto	Ditto Ditto	Isaac Cameron
	97	Road, Baron's Buildings			
	98	Dwelling House and Garden	Temple West	George Furze	Abraham Hill
	99	Ditto	Ditto	Ditto	Charles Rusby
	100	Coal Shed, &c.	Ditto	Ditto	William Ratham
	101	Dwelling House and Garden	Ditto	James Bowerman	John Summers
	102	Ditto	Ditto	Ditto	Joseph Hipwell
	103	Ditto and Workshop	Ditto	Ditto	Edward Edwards
	104	House and Garden	Ditto	Ditto	Ann Bell
	105	Ditto Ditto	Ditto	William Cross	William Cross
	M	Ditto Ditto	Ditto	Ditto	Henry Turney
	N	Ditto Ditto	Ditto	—— Jeffard	William Hagley
	O	Ditto Ditto	Ditto	Ditto	John Lanfier
	P	Ditto Ditto	Ditto	Narcissus Marsh	Narcissus Marsh
	Q	Garden	Ditto	John Stanton	John Palser
Parish of Saint Mary, Lambeth, in the County of Surrey.	106	Common Sewer	Commissioners of Sewers		
	107	Formerly Garden Ground, afterwards taken as Building Ground, on Part of which certain Buildings have been erected	Dr. Croker, Copyholder	Thomas Walls	Thomas Walls
	R	Garden Ground	Trustees of the late Mr. Gibson, Copyholder		Charles Hitchinbottom.

Cap. xxix.

An Act for continuing and amending an Act of His present Majesty, for maintaining a Road from *Wearmouth Bridge* to *Tyne Bridge*, with a Branch to *South Shields*, all in the County of *Durham*. (*a*) [8th *May* 1818.] 36 G. 3. c. 136.

[*New Trustees.*]

Cap. xxx.

An Act for repairing the Roads into and from the Town of *Tewkesbury* in the County of *Gloucester*. (*a*) [8th *May* 1818.] 29 G. 2. c. 51. 4 G. 3. c. 79. 34 G. 3. c. 135. repealed as to the First District of Road, § 1.

[*One Half Toll additional on Sundays.*]

Cap. xxxi.

An Act for enlarging the Term and Powers of Three Acts, for repairing the Roads from *Lobcombe Corner* in the Parish of *Winterslow*, to *Harnham Bridge* in the County of *Wilts*, and from the 26 G. 2. c. 66. repealed as to publicly whipping Offenders, § 3.

12 G. 3. c. 74. in part repealed, § 4. 38 G. 3. c. 38.

West Corner of *Saint Anne's Street* in the City of *New Sarum* to *Landford*, and other Roads in the County of *Southampton*. (c) [8th *May* 1818.]

[*Additional Truſtees. Former Tolls made to ceaſe. New Tolls granted.*]

Cap. xxxii.

An Act for repairing and widening the Road from the Town of *Rugby*, in the County of *Warwick*, to the Borough of *Warwick*, in the ſame County. (a) [8th *May* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. xxxiii.

17 G. 3. c. 106. 33 G. 3. c. 147.

An Act for enlarging the Term and Powers of Two Acts of His preſent Majeſty for repairing the Road from *Halifax* to *Sheffield* in the Weſt Riding of the County of *York*, ſo far as relates to the Firſt Diſtrict of the ſaid Road from *Halifax* to *Huddersfield*. (c) [8th *May* 1818.]

[*Additional Truſtees. Royal Family exempt from Toll.*]

Cap. xxxiv.

3 G. 2. c. 9. 17 G. 2. c. 12. 30 G. 2. c. 40. 13 G. 3. c. 97. 37 G. 3. c. 152. repealed, as to Road leading from Shipſton Toll Gate to the Top of Long Compton Hill, § 1.

An Act for repairing the Road from *Bridge Town* in the Pariſh of *Old Stratford* in the County of *Warwick*, to the Top of *Long Compton Hill* in the ſame County, and another Road therein mentioned, in the Counties of *Warwick*, *Worceſter* and *Gloceſter*. [8th *May* 1818.]

Cap. xxxv.

An Act for making and maintaining a Road from the Town of *Sheffield* in the County of *York*, to join the *Marple Bridge Road* in the Pariſh of *Gloſſop*, in the County of *Derby*, with a Branch to *Mortimer's Road* in the Pariſh of *Hatherſage*, in the ſaid County of *Derby*. (a) [8th *May* 1818.]

Cap. xxxvi.

26 G. 2. c. 59. 4 G. 3. c. 51. 39 G. 3. c. 14. repealed.

An Act for more effectually repairing and improving the Road from the Weſt End of the Town of *Burton upon Trent* in the County of *Stafford*, through the ſaid Town, to the South End of the Town of *Derby* in the County of *Derby*. (a) [8th *May* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. xxxvii.

An Act for making and maintaining a Turnpike Road from the South End of *Angel Lane*, in *Brampton Bierley*, to a certain Public Highway in *Mexbrough*; and alſo from *Clegg's Cottage*, in *Rowmarſh*, to the North End of *Kilnhurſt Bridge*; and from the South End of the ſaid Bridge to the Weſt End of the Village of *Hooton Roberts*, in the Weſt Riding of the County of *York*. (b) [8th *May* 1818.]

[*One Half additional Toll on Sundays.*]

Cap.

Cap. xxxviii.

An Act for diverting such Part of the public Carriage Road leading from *Little Smeaton* to *Darrington*, in the County of *York*, as is within the Township of *Stapleton*; and for shutting up and discontinuing a certain Footpath in the said Township.
[8th *May* 1818.]

Cap. xxxix.

An Act for continuing and amending an Act of His present Majesty, for repairing the Road from the North End of *Farnhurst Lane*, to the City of *Chichester*, and from *Chichester* aforesaid to *Delkey*, in the County of *Sussex*. (*a*) [8th *May* 1818.] 37 G. 3. c. 148. continued.

[*Additional Trustees. Former Tolls to cease on Order by Trustees. New Tolls granted.*]

Cap. xl.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads between the *Horse Shoe House* in *Stoke Goldington*, in the County of *Buckingham*, and the Town of *Northampton*, and from the North Bridge of *Newport Pagnel*, in the said County of *Buckingham*, to the said *Horse Shoe House*. (*c*) [8th *May* 1818.] 37 G. 3. c. 177. continued for 21 Years, &c.

[*Additional Trustees.*]

Cap. xli.

An Act for making and maintaining a Road from *Lockwood* to *Meltham* and a Branch of Road to *Meltham Mills*, all in the Parish of *Almondbury*, in the West Riding of the County of *York*. (*b*) [8th *May* 1818.]

[*The Royal Family exempt from Tolls.*]

Cap. xlii.

An Act for more effectually repairing and improving the Road between *Warrington* and *Lower Irlam*, in the County Palatine of *Lancaster*. (*a*) [8th *May* 1818.] 33 G. 3. c. 181. repealed as to Division of Road leading from Warrington to Division of Road between Cadishead and Lower Irlam, § 1.

Cap. xliii.

An Act for more effectually repairing and improving the Road leading from *Studley Bridge*, through the Borough of *Chippenham*, to *Pickwick*, and from the East End of *Chippenham Bridge* to *Lower Stanton*, and from the East End of the said Bridge to join the Road at *Draycot Cerne*, in the County of *Wilts*. (*b*) [8th *May* 1818.] 13 G. 1. c. 13. 17 G. 2. c. 27. 32 G. 2. c. 63. 8 G. 3 c. 4 repealed.

Cap. xliv.

An Act for continuing and amending Two Acts of His present Majesty for repairing several Roads leading from the Town of *Poole*; and also for repairing other Roads in and near the said Town, 17 G. 3. c. 104. in part repealed, § 6. 39 G. 3. c. 65. continued.

Town, and from *Cranborne* to *Coombe*, with Two Branches to the Great Weſtern Road, in the Counties of *Dorſet* and *Wilts*. (*a*) [8th *May* 1818.]

[*New Truſtees. One Half additional Toll on Sundays.*]

Cap. xlv.

29 G. 2. c. 49. 17 G. 3. c. 93. 38 G. 3. c. 5c. continued.

An Act for continuing and amending an Act of His late Majeſty, and Two Acts of His preſent Majeſty, for repairing ſeveral Roads leading to and from the Town of *Wincanton*, and the Roads communicating therewith, in the Counties of *Somerſet*, *Wilts* and *Dorſet*. (*a*) [8th *May* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. xlvi.

42 G. 3. c. 108. 50 G. 3. c. 129.

An Act for amending Two Acts of His preſent Majeſty, ſo far as the ſame relate to the Eſtabliſhment of Chapels in the *Eaſt*, *Weſt* and *Wildmore Fens* in the County of *Lincoln*. [8th *May* 1818.]

Cap. xlvii.

52 G. 3. c. 136. repealed as to Application of Purchaſe Money, § 2. 54 G. 3. c. 99.

An Act to amend Two Acts, paſſed in the Fifty ſecond and Fifty fourth Years of His preſent Majeſty, for incloſing the Foreſt of *Delamere*, in the County of *Cheſter*. [8th *May* 1818.]

[*His Majeſty empowered to ſell Harewood Hill and Lobs Slack Allotments*, § 6.]

Cap. xlviii.

35 G. 3. c. 77. 36 G. 3. c. 33. 45 G. 3. c. 72. 56 G. 3. c. 38.

An Act for increaſing the Fund for carrying into Execution ſeveral Acts of His preſent Majeſty, for improving the Drainage of the *Middle* and *South Levels*, Part of the Great Level of the Fens called *Bedford Level*, and other Lands therein mentioned, and for improving the Navigation of the River *Ouſe*, in the County of *Norfolk*, and of the ſeveral Rivers communicating therewith. [8th *May* 1818.]

Cap. xlix.

36 G. 3. c. 72. repealed as to digging Turf, &c. § 5.

An Act for altering and enlarging the Powers of an Act of the Thirty ſixth Year of His preſent Majeſty, for dividing, allotting, incloſing, draining and preſerving certain Commons and Waſte Grounds within the Manor and Pariſh of *Ramſey*, in the County of *Huntingdon*, and for repealing a certain Act therein mentioned. [8th *May* 1818.]

Cap. l.

An Act for draining and improving Lands in the Pariſhes of *Bray*, *White Waltham*, *Shotteſbrook*, *Lawrence Waltham*, *Binfield*, *Ruſcomb*, *Wargrave*, *Remenham* and *Hurley*, in the County of *Berks*, and the Liberties of *Whiſtley* and *Broad Hinton*, in the Pariſh of *Hurſt*, in the Counties of *Berks* and *Wilts*. [8th *May* 1818.]

Cap. li.

An Act for building a new Gaol and Houſe of Correction for the City and County of the City of *Exeter*. [8th *May* 1818.]

Cap.

Cap. lii.

An Act to alter and amend an Act for erecting and maintaining a Bridewell, Gaol, Court House and Public Offices for the Burgh of *Paisley*, and County of *Renfrew*. [8th *May* 1818.] 55 G. 3. c. 56.

Cap. liii.

An Act for enlarging the Parish Church and Church Yard of *Southminster* in the County of *Essex*. [8th *May* 1818.]

Cap. liv.

An Act for cleansing, lighting, watching and otherwise improving the Town of *Sheffield* in the County of *York*. [8th *May* 1818.]

Cap. lv.

An Act for lighting with Gas the City of *Bath*, and the Liberties and Precincts thereof, and that Part of the Parish of *Walcot* which lies without the Liberties of *Bath*, and the Parish of *Bathwick*, in the County of *Somerset*, and for constructing Gasometers and other Works therein, and in the Parish of *Weston*, in the said County. [8th *May* 1818.]

Cap. lvi.

An Act for lighting with Gas the Town and Neighbourhood of *Leeds*, in the Borough of *Leeds*, in the West Riding of the County of *York*. [8th *May* 1818.]

Cap. lvii.

An Act for lighting with Gas the Town and County of the Town of *Nottingham*. [8th *May* 1818.]

Cap. lviii.

An Act for providing an additional Burial Ground for the Parish of *Saint Giles, Reading*, in the County of *Berks*, and a Room for the Use of the Minister in performing the Burial Service; and for stopping up One of the Footpaths over the present Church Yard of the said Parish. [8th *May* 1818.]

Cap. lix.

An Act for better paving, cleansing, lighting, watching and improving the Streets, Lanes and other Public Places and Passages of the City of *Aberdeen*, and the Roads and Avenues within the Freedom and Royalty thereof; and for supplying the Inhabitants of the said City with Water. [23d *May* 1818.]

Cap. lx.

An Act for rendering more effectual several Acts of His present Majesty, for draining certain Low Lands on both Sides of the River *Witham*, and in *Wildmore Fen*, and in the *West* and *East Fens*, and other Low Lands adjoining or contiguous thereto, in the County of *Lincoln*. [23d *May* 1818.] 2 G. 3. c. 32. 41 G. 3. c. cxxxv. in part repealed, § 4. 43 G. 3. c. cxviii. 49 G. 3. c. cxx. 53 G. 3. c. cci.

Cap. lxi.

An Act for erecting and maintaining a Harbour, and Works connected therewith, in the Bay of *Portnessock*, at *Kirkmaiden* within the Barony of *Logan*, in the County of *Wigton*.

[23d *May* 1818.]

Cap. lxii.

An Act to amend the several Acts passed for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of *London*. [23d *May* 1818.]

40 G. 3. c. xlvii. 44 G. 3. c. ii. 44 G. 3. c. 100. 45 G. 3. c. lviii. 46 G. 3. c. lix. 47 G. 3. Sess. 2. c. v. 49 G. 3. c. clvi.

'WHEREAS an Act was passed in the Fortieth Year of the Reign of His present Majesty, intituled *An Act for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London: And Whereas another Act was passed in the Forty fourth Year of the Reign of His present Majesty, intituled *An Act for raising a further Sum of Money for carrying into Execution an Act passed in the Fortieth Year of the Reign of His present Majesty, for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London: And Whereas another Act was passed in the Forty fourth Year of the Reign of His present Majesty, intituled *An Act for warehousing Goods within the Limits of certain Docks made under an Act passed in the Thirty ninth and Fortieth Years of His present Majesty, intituled 'An Act for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London,' *and to make Regulations relating to the said Docks:* And Whereas another Act was passed in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act to alter and amend an Act passed in the Fortieth Year of the Reign of His present Majesty, for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London, *and for extending the Powers and Provisions of the said Act:* And Whereas another Act was passed in the Forty sixth Year of the Reign of His present Majesty, intituled *An Act to alter and amend several Acts passed in the Fortieth, Forty fourth and Forty fifth Years of His present Majesty, for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London, *and for other the Purposes in the said Acts mentioned; and for enlarging the Powers thereby granted to the* London *Dock Company*: And Whereas another Act was passed in the Forty seventh Year of the Reign of His present Majesty, intituled *An Act to enable the* London *Dock Company to purchase certain Waterworks in the Parishes of* Stratford, Westham, Bow, Bromley, Mile End *and* Stepney, *and other Parishes adjacent, and to amend the several Acts for making Wet Docks and other Works, for the Accommodation of Shipping, Commerce and Revenue, within the Port of* London: And Whereas another Act was passed in the Forty ninth Year of the Reign of His present Majesty, intituled *An Act to alter and*

amend

'*amend ſeveral Acts paſſed in the Fortieth, Forty fourth, Forty fifth, Forty ſixth and Forty ſeventh Years of His preſent Majeſty, for making Wet Docks, Baſons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London, *and for other the Purpoſes therein mentioned relating thereto; and to enlarge the Powers and Authorities by the ſaid Acts granted to the* London *Dock Company:* And 50 G. 3. c. cli.
'Whereas another Act was paſſed in the Fiftieth Year of the Reign of His preſent Majeſty, intituled *An Act for raiſing a further Sum of Money for carrying into Execution the ſeveral Acts paſſed for making Wet Docks, Baſons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of* London: And Whereas another Act was paſſed 51 G. 3. c. xlix.
'in the Fifty firſt Year of the Reign of His preſent Majeſty, intituled *An Act for regulating the Rates and Charges to be received by the* London *Dock Company upon Wines and Spirits landed and warehouſed in the* London *Docks:* And Whereas another Act 52 G. 3. c. cxiv.
'was paſſed in the Fifty ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for allowing further time for the Completion of the Docks, Entrances and other Works and Buildings belonging to the* London *Dock Company:* And Whereas another 54 G. 3. c. xl.
'Act was paſſed in the Fifty fourth Year of the Reign of His preſent Majeſty, intituled *An Act for enlarging and amending the Powers and Proviſions of the ſeveral Acts for making the* London *Docks:* And Whereas another Act was paſſed in the Fifty fifth 55 G. 3. c. iii.
'Year of the Reign of His preſent Majeſty, intituled *An Act to amend the ſeveral Acts paſſed for making Wet Docks, Baſons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and the Revenue, within the Port of* London, *and for raiſing a further Sum of Money for the Completion of the ſaid Works:* And Whereas the time within which the ſaid Company was empowered to make and enforce Purchaſes of Houſes, Lands, Tenements or Premiſes, for the Purpoſes of the ſaid Acts, expired in the Year One thouſand eight hundred and ſeven, and the time limited for the Completion of the Docks, Entrances and other Works and Buildings of the ſaid *London* Dock Company, under and by virtue of the ſaid Act paſſed in the Fifty fourth Year of His preſent Majeſty's Reign, will expire on the Twentieth Day of *June* in the Year of our Lord One thouſand eight hundred and twenty: And Whereas it is found that the Entrance to the ſaid Docks at the *Hermitage*, and the Works belonging thereto, cannot be completed unleſs the Powers in the ſaid firſt recited Act contained for making Purchaſes, which have expired as aforeſaid, be revived and continued in manner and to the Extent hereinafter mentioned: And Whereas it is alſo neceſſary that the ſaid recited Acts, or ſome of them, or the Proviſions thereof, ſhould be amended, and that further and additional Powers ſhould be granted to the ſaid Company for the Completion of the ſaid Docks and the Entrances thereto, and for rendering the Eſtabliſhment of the ſaid Docks more effectual for the Purpoſes recited in the ſaid Acts, and that further time ſhould be given for completing the ſaid Docks:' May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual

and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Period limited by the ſaid laſt recited Act of the Fifty fourth Year aforeſaid, for the Completion of the ſaid Docks, Baſons, Entrances, Cuts, Quays and Wharfs, and other Works and Buildings authorized to be made, erected and built by the ſaid *London* Dock Company, under the ſaid ſeveral Acts, ſhall be and the ſame is hereby extended to the Twentieth Day of *June* in the Year of our Lord One thouſand eight hundred and twenty three.

Period for Completion of Docks extended.

II. And be it further enacted, That all the Powers, Authorities, Proviſions, Penalties, Forfeitures, Clauſes, matters and things in relation to the making, building and completing all or any of the Docks, Baſons, Entrances, Cuts, Quays, Wharfs and other Works and Buildings aforeſaid authorized to be made under the Proviſion of the ſaid recited Acts, or any or either of them now in force, relating to the Completion of the ſaid Docks of the ſaid *London* Dock Company, ſhall be and remain and continue in full Force and Effect for the Purpoſes of the ſaid ſeveral recited Acts and this Act, for the Completion of the Docks, Baſons, Entrances, Cuts, Wharfs and other Works and Buildings of the ſaid *London* Dock Company, during ſuch further and extended Period as laſt aforeſaid, as fully in all reſpects, and to all Intents and Purpoſes, as if ſuch further and extended Period had been given by the ſaid recited Act of the Fifty fourth Year aforeſaid, and as if all ſuch Powers, Authorities, Proviſions, Penalties, Forfeitures, Clauſes, matters and things had been ſeverally and ſpecially and particularly re-enacted in and Part of this Act.

Former Powers to continue in force.

'III. And Whereas it is found that the ſeveral Pieces or Parcels 'of Land or Ground, Meſſuages, Tenements or Dwelling Houſes, 'and other Erections and Buildings, or the Ground and Soil whereon 'the ſame ſtand, and other the Hereditaments and Premiſes hereinafter particularly mentioned and deſcribed, which lie contiguous to 'the ſaid Docks and Works, and are partly within and partly without 'and beyond the Limits in the ſaid firſt recited Act mentioned, are 'neceſſary for the Purpoſe of completing and finiſhing the ſaid Entrance at the *Hermitage Dock*, and for the forming and making of 'ſuch Brick or Stone Wall as by the ſaid firſt recited Act is required 'and directed to be made and built, for ſurrounding and incloſing the 'Baſon and other Works at ſuch Entrance, ſo far as the ſame ſhall 'or may be uſed for the unloading of Ships, and in order that ſuch 'Wall may not be built within leſs than Thirty Feet of any ſurrounding Buildings;' Be it therefore further enacted, That at any time or times within the Term of Five Years from the time of the paſſing of this Act, it ſhall be lawful for the Directors and Managers of the Concerns of the ſaid Company, or any Thirteen or more of them, and they are hereby authorized and empowered to contract and agree, and to employ any Perſon or Perſons to contract and agree with the Owner or Owners, Occupier or Occupiers of, and to purchaſe from them for the Purpoſes of the ſaid recited Acts and of this Act, the ſeveral Pieces or Parcels of Land or Ground, with the Meſſuages or Dwelling Houſes, Workſhop, Yards and other Hereditaments hereinafter deſcribed and more particularly mentioned; that is to ſay, a certain angular Piece of Land or Ground on the Weſtern Side, and being Part of the Yard belonging to the Cooperage of

The Company empowered to purchaſe more Land.

of Meſſieurs *Hovil* and *Turnor* on the Northern Side of *Hermitage Street*, and containing on the South Eaſtern Side thereof Fifty two Feet of Aſſize, little more or leſs, and being in the Pariſh of *Saint John, Wapping*; alſo a certain other angular Piece of Ground, together with Part of a Shed thereon, alſo conſtituting and forming Part of the ſaid Yard, and containing on the South Eaſtern Side thereof Sixty two Feet of Aſſize, little more or leſs, and likewiſe ſituate on the Weſtern Side of the ſame Yard; and alſo a certain Piece of Land or Ground now vacant and unoccupied, and a Meſſuage or Dwelling Houſe, Workſhop and Yard, with the Appurtenances thereto belonging, now alſo vacant and unoccupied, ſituate on the Southern Side of *Redmead Lane*, and numbered Eighteen and Nineteen, the ſame being ſituate in the Pariſh of *Saint George, Middleſex*, commonly called *Saint George in the Eaſt*; and all the ſaid Pieces or Parcels of Land, Meſſuages or Dwelling Houſes, Workſhops, Yards and Premiſes, being within the Limits in the ſaid firſt recited Act mentioned and ſet forth; and alſo all thoſe Five Meſſuages or Dwelling Houſes, with their reſpective Appurtenances, ſituate on the Northern Side of *Wapping High Street* aforeſaid, and numbered reſpectively Seven, Eight, Nine, Ten and Eleven; and alſo all thoſe Five Meſſuages or Dwelling Houſes, with their reſpective Appurtenances, ſituate in *Half Moon Court*, numbered reſpectively Eight, Nine, Ten, Eleven and Twelve, together with the Meſſuage or Tenement with the Appurtenances, in the ſaid Court, numbered Thirteen, and extending Eaſtward from the ſaid Court to the Rear or Back Part of the Meſſuage or Dwelling Houſe numbered Ten, on the Weſtern Side of *Little Hermitage Street*; and alſo the Meſſuage or Dwelling Houſe, with the Appurtenances, ſituate on the Weſtern Side of *Little Hermitage Street* aforeſaid, now or late in the Occupation of *Gloag*; all which ſaid Twelve Meſſuages or Dwelling Houſes and Premiſes laſt mentioned, are in the Pariſh of *Saint John Wapping* aforeſaid, and lie without and beyond the Limits in the ſaid firſt recited Act mentioned, and together with the ſaid Pieces or Parcels of Land or Ground, Meſſuage or Dwelling Houſe, and Premiſes hereinbefore mentioned, are found requiſite to be purchaſed, taken, pulled down and removed, and the Ground or Soil thereof made uſe of for the forming, making and completing of the Baſon and Entrance to the ſaid Docks at or near the *Hermitage* aforeſaid, and the ſurrounding Wall or Space, and other Works neceſſary thereto.

Company to purchaſe whole of Premiſes if required.

IV. And be it further enacted, That if the Owner or Owners, Leſſee or Leſſees, Occupier or Occupiers of the Dwelling Houſe, Counting Houſe, Workſhops, Cooperage, Sheds, Garden and Yard on the Northern Side of *Great Hermitage Street*, known by the Name of *Hovil* and *Turnor's* Cooperage, and now in their Occupation, ſhould be unwilling to ſell or diſpoſe of the ſeveral Pieces or Parcels of Land or Ground herein before deſcribed as a certain angular Piece of Land or Ground on the Weſtern Side, and being Part of the Yard belonging to the ſaid Cooperage, and as a certain other angular Piece of Land or Ground, together with Part of a Shed thereon, and conſtituting and forming other Part of the ſaid Yard, or of their Rights or Intereſts therein, it ſhall and may be lawful to and for the Directors and Managers of the Concerns of the *London* Dock Company, or any Thirteen or more of them, and they are hereby authorized and required, at the Option of any Owner or Owners, Leſſee

Leſſee or Leſſees, Occupier or Occupiers thereof, to purchaſe the whole of ſuch Ground, Meſſuages, Cooperage, Buildings and Premiſes, and the Rights and Intereſts of any of ſuch Perſons therein reſpectively; and if ſuch Owner or Owners, Leſſee or Leſſees, Occupier or Occupiers, or any of them reſpectively, ſhall not or cannot agree with the ſaid *London* Dock Company for the Price or Prices to be paid for the Purchaſe of the whole of ſuch Ground, Meſſuages, Cooperage, Buildings and Premiſes, Rights and Intereſts reſpectively as aforeſaid, then the Value thereof reſpectively ſhall be ſettled and aſcertained by a Jury or Juries, in ſuch manner as the Price for any Land to be taken in purſuance of the ſaid recited Acts and this Act is directed to be ſettled and aſcertained by the ſaid firſt recited Act and this Act; and all ſuch other Proceedings ſhall take place reſpecting the ſaid Ground, Meſſuages, Cooperage, Buildings and Premiſes, Rights and Intereſts aforeſaid reſpectively, and the Money to be paid for the Purchaſe thereof reſpectively, as are mentioned and directed in the ſaid firſt recited Act and this Act with reſpect to the Premiſes the Value whereof ſhall be aſcertained by a Jury or Juries in manner aforeſaid.

Powers of 40 G. 3. c. xlvii. extended to this Act.

V. And be it further enacted, That it ſhall and may be lawful for the Directors and Managers of the Concerns of the ſaid Company, or any Thirteen or more of them, and they are hereby authorized and empowered, by themſelves, their Engineer, Surveyors, Agents and Workmen, and any other or others with whom they ſhall or may contract and agree in the Premiſes, to have, uſe and exerciſe, from henceforth and during the ſaid further Period of Five Years, hereby granted, ſuch and the ſame or the like Powers and Authorities for the Completion of the ſaid Entrance at the *Hermitage* aforeſaid, and for the making, enforcing and completing of ſuch Purchaſes as aforeſaid, and carrying into Execution the Purpoſes of the ſaid Acts and of this Act, and for the obtaining, taking Poſſeſſion of, and uſing and employing the ſaid Dock called *Hermitage Dock*, and Bridge, with all its Rights and Boundaries in the ſaid firſt recited Act mentioned, and alſo all and ſingular the ſaid Pieces or Parcels of Land or Ground, Meſſuages or Dwelling Houſes, Yard, Hereditaments and Premiſes hereby authorized to be purchaſed as aforeſaid, as by the firſt Act recited were given to the ſaid Directors during the Term of Years by the ſaid Act limited as aforeſaid; and all and ſingular the Powers, Authorities, Proviſions, Penalties, Forfeitures, Clauſes, matters and things in the ſaid recited Acts or any of them contained, ſhall be in full Force and Effect in relation to and for the Purpoſes of the ſaid recited Acts and of this Act, from henceforth and during the ſaid further Period of Five Years hereby granted, as fully, beneficially and effectually, and in the ſame or the like manner in all Reſpects (except as far as the ſame is or are by this Act altered or varied), as if the ſame and every Part thereof had been included in the ſaid firſt recited Act, and as if the ſaid further Period of Five Years had been granted by the ſaid firſt recited Act, and continued by the ſaid ſubſequent Acts or any of them, and as if the ſame were ſeverally and ſpecially re-enacted in and formed Part of this Act; any thing in the ſaid recited Acts or any or either of them contained to the contrary thereof in anywiſe notwithſtanding.

Expences of Juries how to be paid.

VI. And be it further enacted, That in caſe any Jury or Juries to be ſummoned and ſworn purſuant to the Directions and under the Authority

thority of the ſaid recited Acts and of this Act, ſhall give in and deliver a Verdict or Aſſeſſment for more Money, as a Recompence and Satisfaction to any Perſon or Perſons for his, her or their Right, Intereſt or Property in any ſuch Lands or Hereditaments as aforeſaid, or for any Loſs or Damage to be ſuſtained by any ſuch Perſon or Perſons, than what ſhall have been agreed to and offered by or on behalf of the ſaid *London* Dock Company, as a Recompence and Satisfaction for any ſuch Right, Intereſt and Property, or for any Loſs or Damage as aforeſaid, before the ſummoning and returning of ſuch Jury, then and in every ſuch caſe of Difference the Coſts and Expences of ſummoning and maintaining the Jury and Witneſſes, and all other Expences attending the hearing and determining of ſuch Difference, ſhall be borne and paid by the ſaid *London* Dock Company, or their Treaſurer for the time being; but if any Jury or Juries ſo to be ſummoned and ſworn ſhall give in and deliver a Verdict or Aſſeſſment for no more or for leſs Money than ſhall before the ſummoning and returning of ſuch Jury or Juries have been agreed to and offered by or on the behalf of the ſaid *London* Dock Company, as a Recompence and Satisfaction for any ſuch Right, Intereſt or Property, or Loſs or Damage as aforeſaid, that then the Coſts and Expences of ſummoning and maintaining the Jury and Witneſſes, and all other Expences as aforeſaid, ſhall be borne and paid by the Perſon or Perſons with whom the ſaid *London* Dock Company ſhall have ſuch Difference, which Coſts and Expences (having been aſcertained and ſettled by ſome one Juſtice of the Peace of the ſaid County of *Middleſex*, not intereſted in the matter in queſtion, who is hereby required to examine and ſettle the ſame at a time and Place to be by him appointed, after ſummoning the Parties intereſted to attend him for that Purpoſe) ſhall and may be deducted out of the Money ſo aſſeſſed and adjudged, as ſo much Money advanced to and for the Uſe of ſuch Perſon or Perſons, and the Payment or Tender of the Remainder of ſuch Monies ſhall be deemed and taken, to all Intents and Purpoſes, to be a Payment or Tender of the whole Sum or Sums ſo aſſeſſed and adjudged; or otherwiſe ſuch Coſts and Expences, in caſe the ſame be not paid upon Demand, after being ſo aſcertained and ſettled as aforeſaid, ſhall and may be recovered by the Treaſurer of the ſaid Company, by ſuch Ways and Means as in and by the ſaid recited Acts are provided for the Recovery of Penalties and Forfeitures incurred under the ſaid recited Acts: Provided always, that in all caſes where any Perſon or Perſons ſhall by reaſon of Abſence have been prevented from treating, the whole of ſuch Coſts and Expences ſhall be borne by the ſaid *London* Dock Company, and paid by their Treaſurer for the time being.

' VII. And Whereas in and by the ſaid Act paſſed in the Fortieth ' Year of the Reign of His Majeſty, it was among other things ' enacted, that if the ſaid Dock Company ſhould at any time make ' a Cut acroſs *Wapping Street*, at or near the *Hermitage*, into a Baſon ' or Baſons within the ſame, they ſhould be compellable to make, ſet ' up and maintain in perpetual Repair, a Bridge, Drawbridge or ' Swingbridge, in the Line of *Wapping Street*, acroſs the ſaid *Her-* ' *mitage*, and alſo on the Wharf or Space between the ſaid intended ' Baſon or Baſons, Dock or Docks, at or nearly adjoining the Line ' of Direction from *Hermitage Street* to the South End of *Night-* ' *ingale Lane*, ſo as to preſerve the Certainty of conſtantly paſſing ' to

40 G. 3. c. xlvii. § 29. repealed.

'to and through the *Hermitage*, by one of the Bridges being ſhut at 'the time that the other might be open: And Whereas it is found 'that ſuch Two Bridges as in the ſaid Act mentioned will not be at- 'tended with any Benefit or Convenience to Commerce, or to the In- 'habitants of the Pariſhes and Parts adjoining;' Be it therefore further enacted, That ſo much of the ſaid Act as directs the making of the ſaid Two Bridges in the ſaid Act mentioned, ſhall be and the ſame is hereby repealed; and that in lieu thereof the ſaid Dock Company ſhall be compelled to make, and ſhall make, erect, ſet up and maintain in perpetual Repair, over and acroſs the Entrance Lock now forming and making or about to be formed and made at the *Hermitage Dock* aforeſaid, and as near as may be to the Centre of the ſaid Lock, One Swing Carriage Bridge for Carts, Carriages, Horſes and Perſons paſſing over and acroſs the ſaid Lock.

One Swing Carriage Bridge to be erected near the Hermitage, inſtead of the Two Bridges directed by 40 G. 3. c. xlvii. § 29.

'VIII. And Whereas by the making of the Baſon and Entrance 'Lock at the *Hermitage* hereinbefore mentioned, the Aqueducts, 'Mains or Service Pipes belonging to the Company of Proprietors 'of the *Eaſt London* Waterworks, incorporated by an Act made in 'the Forty ſeventh Year of the Reign of His preſent Majeſty, 'intituled *An Act for better ſupplying with Water the Inhabitants 'of the Pariſhes of* Stratford Bow, *otherwiſe* Stratford le Bow, Saint 'John Hackney, Saint Mary Iſlington, Saint Matthew Bethnal 'Green, *and ſeveral other Pariſhes, Hamlets, Townſhips and Places 'adjacent or near thereunto in the Counties of* Middleſex *and* Eſſex, 'and which now ſupply with Water the Inhabitants of that Part of 'the Pariſh of *Saint John Wapping*, in the County of *Middleſex*, 'which lies between the ſaid *Hermitage* Baſon and Entrance Lock, 'and the Entrance of the *London* Docks at *Bell Dock*, will be cut 'off, whereby the ſaid Inhabitants would be deprived of the ſaid 'Supply of Water, and the ſaid Company of Proprietors of the *Eaſt 'London* Waterworks ſuſtain great Injury, unleſs Proviſion be made 'to prevent the ſame;' Be it therefore enacted, That wherever the ſaid Baſon or Entrance Lock ſhall croſs, interſect or cut through any of the Aqueducts, Mains or Service Pipes of the ſaid Company of Proprietors of the *Eaſt London* Waterworks which ſhall have been ſunk, laid or uſed for ſupplying any of the Inhabitants aforeſaid with Water, the ſaid *London* Dock Company ſhall and they are hereby required to provide, lay down and carry through, under or acroſs ſuch Baſon or Entrance Lock, and for the Space of Twenty Feet at the leaſt on each Side thereof, a new Line or Lines of good and ſufficient Aqueducts, Mains and Service Pipes, in lieu and inſtead of thoſe which ſhall or may be ſo croſſed, interſected, cut through or removed, and join and connect or cauſe the ſame to be properly joined and connected with the Aqueducts, Mains and Service Pipes, from whence the ſaid Aqueducts, Mains and Service Pipes ſo croſſed, interſected or cut through ſhall be removed, all which new Line or Lines of Aqueducts, Mains and Service Pipes ſhall be made of Caſt Iron, of not leſs than Seven Inches Diameter in the Bore, and ſhall be laid down and carried in the ſame Line or Direction as the Aqueducts, Mains and Service Pipes which ſhall be ſo croſſed, interſected, cut through or removed, or as near thereto as ſhall be convenient; and the ſaid *London* Dock Company ſhall and they are hereby alſo required to find and provide and cauſe to be connected with the ſaid new or other Aqueducts, Mains and Service Pipes, at

47 G. 3. Seſſ. 2. c. lxxii

In what caſe the London Dock Company to provide new Lines of Aqueducts, &c.;

to be made of Caſt Iron, Directions for laying down the ſame, &c.; and alſo to provide Cocks, Valves, &c.;

or

or near the Place or Places where the ſame ſhall croſs or interſect the Baſon or Entrance Lock aforeſaid, ſuch and ſo many fit and proper Cocks, Valves, Pumps or other Devices or Contrivances, as ſhall or may be neceſſary for the preventing of Stoppages or Obſtructions, and for the more convenient and effectual Removal thereof from and out of the ſaid Aqueducts, Mains and Service Pipes; and Fourteen Days' Notice in Writing ſhall be given to the Clerk of the ſaid Company of Proprietors, previous to the Removal or Alteration of any Aqueducts, Mains or Service Pipes belonging to the ſaid Company of Proprietors, or the laying down of any new or other Aqueducts, Mains or Service Pipes; and all ſuch new and other Aqueducts, Mains and Service Pipes, Cocks, Plugs, Valves and other Works, Devices and Contrivances, ſhall from thenceforth become and be deemed and taken to be the Property of the ſaid Company of Proprietors, and to which they the ſaid Company of Proprietors, their Succeſſors and Aſſigns, or their Engineers, Officers, Servants and Workmen, ſhall at all ſeaſonable times have full, free and convenient Acceſs for the Purpoſe of examining, cleanſing, renewing, reinſtating and repairing the ſame, as often as there may be Occaſion, the ſaid *London* Dock Company making reaſonable Compenſation and Satisfaction to the ſaid Company of Proprietors for any extra Coſts, Charges or Expences which they the ſaid Company of Proprietors, their Succeſſors or Aſſigns, ſhall or may be put to in the repairing, cleanſing, renewing or reinſtating of ſuch new or other Aqueducts, Mains or Service Pipes, and other Works as aforeſaid; provided alſo, that whenever it may be neceſſary for the Repair or Alteration of any of the ſaid Aqueducts, Mains or Service Pipes, that the Dock called the *Hermitage Dock* ſhould be emptied of the Water contained therein, and that Ships or Veſſels ſhould at that time be lying in the ſaid Dock, of ſuch a Built or Conſtruction as to render it dangerous for ſuch Ships or Veſſels not to lie afloat therein, then the ſaid *London* Dock Compay ſhall not be required to draw off the Water from the ſaid Dock until after the Expiration of Three Tides from the Delivery of Notice, to be given for that Purpoſe by the ſaid Company of Proprietors of the *Eaſt London* Waterworks to the ſaid *London* Dock Company, at the Superintendant's Office in the ſaid Docks, or at the Houſe of the Dock Maſter of the ſaid *London* Dock Company, and the ſaid *London* Dock Company ſhall then cauſe the Water to be drawn off from the ſaid Dock within the Period before mentioned.

and to give Notice of removing Aqueducts, &c.

East London Company may have Acceſs to cleanſe, &c. Aqueducts, &c.

Proviſo where neceſſary to empty Hermitage Dock for repairing any of the ſaid Aqueducts, &c.

IX. Provided always, and be it further enacted, That nothing in the ſaid recited Acts or in this Act contained ſhall extend or be conſtrued to extend to authorize or empower the ſaid *London* Dock Company or any Perſon acting under them, to cut off, break, alter, remove or take away any of the Aqueducts, Mains, Service Pipes or other Works of or belonging to the ſaid Company of Proprietors of the *Eaſt London* Waterworks, or do any Act, matter or thing whatſoever, to impede the Paſſage or Supply of Water into or through ſuch Aqueducts, Mains or Service Pipes, until a new Line or Lines of good and ſufficient Aqueducts, Mains and Service Pipes, with all ſuch Cocks, Valves, Pumps or other Devices and Contrivances as aforeſaid, ſhall be made and conſtructed, fixed, laid down and ready to be joined and connected with the Aqueducts, Mains and Service Pipes, from which the ſame ſhall be, or ſhall be intended

London Dock Company not to cut off Supply o Water to the Eaſt London Company.

to

to be cut off, broken or removed; and such Aqueducts, Mains or Service Pipes so cut off, severed or divided, shall be joined and connected with as much Expedition as the Nature of the Work will admit, so as to occasion as little Inconvenience as possible to the Inhabitants of the Places supplied with Water by Means of the said Aqueducts, Mains and Service Pipes.

Mode of executing the Works at the Expence of the London Dock Company for protecting the East London Waterworks.

X. Provided also, and be it further enacted, That the Works hereby directed to be done or performed by the said *London* Dock Company for the Protection and Security of the said Aqueducts, Mains, Service Pipes and other Works of the said Company of Proprietors of the *East London* Waterworks, shall be executed at the Expence of the said *London* Dock Company, to the mutual Satisfaction of Two Engineers, one to be appointed by the said *London* Dock Company, and the other by the said Company of Proprietors of the *East London* Waterworks; and in case such Two Engineers cannot agree in respect to all or any of the several matters aforesaid, then the same shall be determined by a Third indifferent Engineer, to be appointed by the Two first named Engineers, as Umpire, before they shall proceed to act in the Execution of the Powers hereby vested in them, otherwise than by the Appointment of such Umpire, who shall and he is hereby required to determine any matter in dispute that may be referred to him by the said Engineers, within Seven Days after such Reference, and his Determination therein shall be final and conclusive.

Proviso for Rights of East London Water Company.

XI. Provided also, and be it further enacted, That nothing in this Act contained shall be construed or taken to hinder or obstruct the Company of Proprietors of the *East London* Waterworks, their Successors or Assigns, from holding, using, exercising or enjoying all such Right, Title, Estate, Interest, Powers, Privileges and Advantages whatsoever, which the said Company of Proprietors now lawfully have or may claim, or which they, their Successors or Assigns at any time hereafter may, can or ought lawfully to have, hold, claim, use, exercise or enjoy by virtue of the said last recited Act, made in the Forty seventh Year of the Reign of His present Majesty, and also by virtue of an Act made in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act to enable the Company of Proprietors of the* East London *Waterworks to purchase certain other Waterworks, and to amend an Act of the Forty seventh Year of His present Majesty, relating to the said* East London *Waterworks*, or either of them; any thing herein contained to the contrary thereof in anywise notwithstanding.

Treasurer may give Releases to Persons produced as Witnesses in Actions, &c. by or on behalf of London Dock Company.

XII. And be it further enacted, That in all Actions, Suits at Law or in Equity, and in all Proceedings under the said Acts or this Act or otherwise, for any Claim or Compensation against or for or on behalf of the said Company, and also in all Prosecutions commenced or instituted by or on behalf of the said *London* Dock Company, and in all Arbitrations, References or other Proceedings in or consequent upon or arising out of any of such Actions and Suits or Proceedings, it shall be lawful for the Treasurer for the time being of the said *London* Dock Company, in his own Name, for and on behalf of the said Company, to make, sign, seal, execute and deliver all and every such general or other Release or Releases as may be or be deemed to be necessary for the Purpose of exonerating, releasing and discharging all and every or any Person or Persons

Perſons who ſhall or may be produced as a Witneſs or Witneſſes in any ſuch Actions, Suits, Proſecutions, Arbitrations, References or other Proceedings as aforeſaid, from all or any Claims or Demands, which may be neceſſary to be releaſed by the ſaid Company, to qualify ſuch Perſon or Perſons to give Evidence as a Witneſs or Witneſſes in any ſuch Actions, Suits, Proſecutions, Arbitrations, References or other Proceedings aforeſaid; and alſo in any ſuch Action, Suit, Proſecution, Arbitration, Reference or other Proceedings, to do any other Act, matter or thing which any Plaintiff or Defendant might do in any Action, Suit, Proſecution, Arbitration, Reference or other Proceeding; and every ſuch Releaſe, Act, matter and thing reſpectively, ſhall be as valid and effectual in all Reſpects, and to all Intents and Purpoſes whatſoever.

Regulations as to Lighters and Craft remaining empty in the Docks, &c.

XIII. And be it further enacted, That from and after the paſſing of this Act, if any Lighter, Boat or other Craft, either after having any Goods taken or unladen thereout, or which ſhall enter or be in the ſaid Docks for the Purpoſe or under Pretext of taking or carrying Goods from or out of the ſaid Docks, or for any other Purpoſe or under any other Pretext whatſoever, ſhall remain or continue empty in the ſaid Docks for any longer Space or time than Twenty four Hours, it ſhall be lawful for the Dock Maſter or Dock Maſters of the ſaid Company, or their or any of their Aſſiſtants or Servants, to give Notice in Writing to any Owner or Owners of ſuch Lighter, Boat or other Craft, by Delivery of ſuch Notice to him, her or them, or by leaving the ſame at his or their Dwelling Houſe, Counting Houſe or Place of carrying on Trade, or by Delivery thereof to the Perſon or Perſons in charge of ſuch Lighter, Boat or other Craft, if any there ſhall be, to remove ſuch Lighter, Boat or other Craft from and out of the ſaid Docks; and if any ſuch Lighter, Boat or other Craft ſhall not be removed from and out of the ſaid Docks within Twelve Hours after ſuch Notice ſhall be given, the Owner or Owners of every ſuch Lighter, Boat or other Craft, ſhall for every ſuch Offence forfeit and pay the Sum of Forty Shillings for the Firſt Twenty four Hours, and the Sum of Twenty Shillings for every further Period of Twenty four Hours, during which any ſuch Lighter, Boat or other Craft ſhall remain and continue in the ſaid Docks contrary to the Proviſions herein contained, the Payment whereof ſhall and may be enforced and recoverable in ſuch manner as any other Penalty or Penalties of the like Amount or Amounts is or are recoverable by or under the ſaid recited Acts.

If not removed on Notice by Dock Maſter, Penalty.

Goods landed in London Docks to remain ſubject to Freight;

XIV. And be it further enacted, That all Goods, Wares or Merchandize which, from and after the paſſing of this Act, ſhall be landed in the ſaid Docks called *The London Docks*, ſhall, when ſo landed, continue and be ſubject or liable to ſuch and the ſame Claim for Freight, in favour of the Maſter and Owner or Owners of the reſpective Ships or Veſſels from or out of which ſuch Goods, Wares or Merchandize ſhall be ſo landed, as ſuch Goods, Wares or Merchandize reſpectively were ſubject and liable to whilſt the ſame were on board ſuch Ships or Veſſels, and before the landing thereof; and the Directors of the ſaid *London* Dock Company, or their Servants or Agents, ſhall and may and they are hereby authorized, empowered and required, upon due Notice in that behalf given to them by ſuch Maſter or Maſters, or Owner or Owners, to detain and

and may be detained by Directors of Companies on Notice from Perſons claiming Freight.

and keep such Goods, Wares and Merchandize in the Warehouses of the said *London* Dock Company, until the respective Freights to which the same shall be subject and liable as aforesaid shall be duly paid or satisfied, together with the Rates and Charges to which the same shall have become subject and liable.

'XV. And Whereas under the Provisions contained in the Schedule (A.) annexed to the said recited Act, passed in the Fifty first Year of His Majesty's Reign, the Importers or Owners of Wines in Store in the said Docks have been subjected to pay for the tasting of all such Wines: And Whereas great Inconvenience and Losses to the Proprietors of such Wines have accrued in consequence thereof;' Be it therefore further enacted, That from and after the passing of this Act, every Person making Application at the said Docks to taste Wines in Store, under any written Order from the Proprietor thereof, shall, at or before the time of such tasting, pay for every Cask of Wine to be so tasted, the Charge by the said Act required to be paid in respect of such tasting.

Payment for tasting of Wines

If Works are not completed, Powers of Act to cease.

XVI. Provided always, and be it further enacted, That in case the Works intended to be carried into effect under the Authority of this Act, shall not be completed so as to answer the Objects of this Act within the time by this Act limited for the Completion thereof, all the Powers and Authorities given by this Act for purchasing Lands and Hereditaments, and erecting the Works hereby authorized, shall thenceforth cease and determine, save only as to so much of such Land as shall have been purchased, or such Works as shall have been completed, within that time.

Public Act.

XVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded.

Cap. lxiii.

An Act for making a Railway from the *Hay* Railway near *Eardisley*, in the County of *Hereford*, to the Lime Works near *Burlinjob*, in the County of *Radnor*. [23d *May* 1818.]

Cap. lxiv.

An Act for lighting with Gas the University and City of *Oxford*, and the Suburbs of the said City. [23d *May* 1818.]

Cap. lxv.

An Act for lighting with Gas the Town and Parish of *Sheffield*, in the County of *York*. [23d *May* 1818.]

Cap. lxvi.

An Act for lighting with Gas the Port and Town of *Liverpool* and Township of *Toxteth Park*, in the County of *Lancaster*. [23d *May* 1818.]

Cap. lxvii.

An Act for lighting the City and Suburbs of *Edinburgh* and Places adjacent with Gas. [23d *May* 1818.]

Cap. lxviii.

An Act for enabling the *Southwark* Bridge Company to raiſe a further Sum of Money, and to amend the Acts for building the ſaid Bridge. [23d *May* 1818.]

'WHEREAS an Act was paſſed in the Fifty firſt Year of the Reign of His preſent Majeſty, intituled *An Act for erecting a Bridge over the River* Thames, *from or near* The Three Cranes *in the Pariſhes of* Saint James, Garlick Hithe, *and* Saint Martin Vintry, *in the City of* London, *to the oppoſite Bank of the ſaid River, in the Pariſh of* Saint Saviour, *in the County of* Surrey, *and for making proper Streets and Avenues to communicate therewith:* 51 G. 3. c. clxvi.

And Whereas an Act was paſſed in the Fifty third Year of the Reign of His ſaid Majeſty, intituled *An Act to amend an Act paſſed in the Fifty firſt Year of His preſent Majeſty, for erecting a Bridge over the River* Thames, *from the City of* London, *to the oppoſite Bank, in the Pariſh of* Saint Saviour, *in the County of* Surrey: 53 G. 3. c. lxxxvii.

And Whereas an Act was paſſed in the Fifty ſixth Year of the Reign of His ſaid Majeſty, intituled *An Act to amend Two Acts of His preſent Majeſty, for erecting a Bridge over the River* Thames, *from the City of* London *to the oppoſite Bank in the County of* Surrey: 56 G. 3. c. xi.

And Whereas the ſaid Company have proceeded in the Execution of the ſeveral Works authorized by the ſaid recited Acts, and have nearly completed the ſaid Bridge, and Part of the Roads therein mentioned: And Whereas for the more ſpeedy and effectual Completion of the Remainder of the ſaid Bridge, Roads and Works, it will be expedient that the ſaid Company ſhould be authorized to raiſe a further Sum of Money, and that the ſaid Acts ſhould be amended:' May it therefore pleaſe Your Majeſty, that it may be enacted, and be it enacted by The King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for the ſaid Company of Proprietors, and they are hereby authorized and empowered to raiſe a further Sum of Money not exceeding One hundred thouſand Pounds over and above the Sums authorized to be raiſed by the ſaid Acts, in manner hereinafter mentioned; and by all, or any or either of the Ways or Means by which the ſaid Company are authorized to raiſe any Money, by virtue of the ſaid recited Acts, or either of them.

Power to raiſe an additional Sum of Money.

II. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Company of Proprietors, and they are hereby authorized and empowered, from time to time to grant any Bond or Bonds, under the Common Seal of the ſaid Company of Proprietors, for any Sum or Sums of Money, not being leſs than the Sum of One hundred Pounds on each Bond, with Intereſt for the ſame not exceeding the Rate of Five Pounds *per Centum per Annum* upon the Credit of the Tolls authorized to be raiſed and collected by virtue of the ſaid recited Acts, not exceeding in the whole the ſaid Sum of One hundred thouſand Pounds.

Company may grant Bonds.

III. And be it further enacted, That it ſhall and may be lawful to and for the Committee or Court of Direction of the ſaid Company, from time to time to make Sale and diſpoſe of all or any of the ſaid Bonds to be granted as aforeſaid, either by Private Contract or Public Sale, to any Perſon or Perſons whomſoever, for the beſt Price

Power to ſell ſuch Bonds.

or Prices in Money that can be reaſonably had or obtained for the ſame, or to hypothecate, mortgage and aſſign the ſame as a Security for any Sum or Sums of Money lent or advanced thereon, ſuch Aſſignments to be entered by the Clerk to the ſaid Company in manner directed by the ſaid firſt recited Act, with reſpect to Aſſignments of Mortgages or Annuities.

Holders of Bonds to ſtand on equal Footing.

IV. Provided always, and be it further enacted, That the Holders of ſuch Bonds ſhall ſtand upon the ſame Footing the one with the other, in reſpect of their Right to the Payment of the Intereſt upon ſuch Bonds, without any Priority among themſelves, notwithſtanding the Sums of Money for which ſuch Bonds ſhall have been iſſued may have been advanced at different times.

'V. And Whereas the ſaid Company were authorized in and by 'the ſaid recited Acts, or ſome or one of them, to raiſe Money by 'Promiſſory Notes under the Common Seal of the ſaid Company, 'and it may be found convenient for the Purpoſes of the ſaid Com-'pany that ſuch Notes ſhould be renewed from time to time;' Be it therefore further enacted, That it ſhall be lawful for the ſaid Company, from time to time as Occaſion ſhall require, to renew any Promiſſory Notes already iſſued, or which ſhall or may be hereafter iſſued by the ſaid Company, by iſſuing other Promiſſory Note or Notes under the Common Seal of the ſaid Company in lieu thereof, as to the ſaid Company or their Committee or Court of Direction ſhall ſeem meet and convenient.

Company may renew Promiſſory Notes iſſued under former Acts.

General Power to raiſe Money remaining to be raiſed under former Acts.

VI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Company to raiſe all or any Part of the Monies authorized to be raiſed by the ſaid recited Acts, or either of them, and which now remains to be raiſed by all or any of the Ways by which the ſaid Company are authorized to raiſe any Money by the ſaid recited Acts, or either of them, or by this Act, and alſo to diſpoſe of any of the Shares authorized to be created in and by the ſaid recited Acts, as now remain unſold or unappropriated; and alſo the Shares authorized to be created by this Act, or ſuch Part or Parts thereof as they may deem expedient, at and for ſuch Price and Prices *per* Share, and to ſuch Perſon or Perſons as the ſaid Committee ſhall from time to time think proper.

Royal Family free from Toll.

VII. And be it further enacted, That no Toll ſhall be demanded or taken for any Horſes or Carriages belonging to Their Majeſties or any of the Royal Family, or any of the Horſes of His Majeſty's Guards, or any Horſes or Carriages conveying Perſons regularly attending their Majeſties or any of the Royal Family.

Former Acts extended to this Act.

VIII. And be it further enacted, That the ſaid recited Acts of the Fifty firſt, Fifty third and Fifty ſixth Years of the Reign of His preſent Majeſty, and all and every the Powers, Authorities, Proviſions, Regulations, Privileges, Penalties, Forfeitures, matters and things whatſoever therein contained, ſo far as the ſame are not hereby altered or repealed, ſhall extend, and be deemed and conſtrued to extend, to operate and be in full Force and Effect with reſpect to all matters and things to be done, or which ſhall ariſe in the Execution of this Act, as fully and effectually to all Intents and Purpoſes as if the ſame and every of them, and every Part thereof, were repeated and re-enacted in this Act, and made Part thereof.

'IX. And Whereas the ſaid Company have made and conſtructed 'certain Parts of the Roads at each End of the Bridge upon Arches,'

Be

Be it further enacted, That the ſaid Company ſhall have full Power and Authority to grant a Leaſe or Leaſes of the ſaid Arches, or any of them, to any Perſon or Perſons whomſoever, for ſuch Term or Terms of Years, and for ſuch Conſiderations, or Rents or other Compenſations as to the ſaid Company ſhall ſeem meet; and the Amount of ſuch Conſiderations, Rents or Compenſations ſhall be paid, applied and diſpoſed of as the Tolls received upon the ſaid Bridge are by the ſaid recited Acts directed to be applied and diſpoſed of. Company may leaſe Arches under the Roads.

X. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices and others, without being ſpecially pleaded. Public Act.

Cap. lxix.

An Act for making and maintaining a Turnpike Road from *Bramley* in the County of *Surrey*, to *Ridgewick* in the County of *Suſſex*. (*a*) [23d *May* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. lxx.

An Act for making and maintaining a Turnpike Road from the Turnpike Road leading from *Ulverſtone* to *Kendal*, into the Turnpike Road leading from *Millthorp* to *Kendal*, and a Continuation of the ſaid Road from the laſt mentioned Turnpike Road to join the Turnpike Road leading from *Lancaſter* to *Kendal*. (*b*) [23d *May* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. lxxi.

An Act for more effectually converting into Money the Statute Labour in the Stewartry of *Kirkcudbright*; for repairing the Highways, Bridges and Ferries therein; and for making and maintaining certain Turnpike Roads within the ſaid Stewartry. (*b*) [23d *May* 1818.] 20 G. 3. c. 24. 37 G. 3. c. 15. repealed.

Cap. lxxii.

An Act for repairing the Road from *Chipping Campden*, in the County of *Glouceſter*, to *Clifford Side Gate* in the Pariſh of *Old Stratford*, in the County of *Warwick*. (*b*) [23d *May* 1818.]

Cap. lxxiii.

An Act to continue the Term and enlarge the Powers of ſeveral Acts for repairing the Roads from *Baſingſtoke*, through *Popham Lane*, *Sutton Scotney* and *Stockbridge*, in the County of *Southampton*, to a Place called *Lobcomb Corner*, in the County of *Wilts*. (*c*) [23d *May* 1818.] 29 G. 2. c. 46. 16 G. 3. c. 67. 37 G. 3. c. 150. continued for 21 Years, &c.

[*Additional Truſtees.*]

Cap. lxxiv.

An Act to alter and amend an Act paſſed in the Forty third Year of His Majeſty's Reign, for raiſing a Fund for making Proviſion for the Widows of the Writers to His Majeſty's Signet in *Scotland*. [23d *May* 1818.] 43 G. 3. c. cvii.

Cap. lxxv.

52 G. 3. c. clxxiii.

An Act to explain and amend an Act of the Fifty second Year of His present Majesty, intituled *An Act for the Improvement of the Harbour of* Kidwelly, *and for making and maintaining a Navigable Canal or Tramroads in* Kidwelly *and* Llanelly, *and other Parishes therein mentioned, in the County of* Carmarthen; and to alter and enlarge the Powers thereof. [28th *May* 1818.]

Cap. lxxvi.

42 G. 3. c. lxxvi. continued for 21 Years, &c.

An Act to continue the Term, and to amend, alter and enlarge the Powers of an Act passed in the Forty second Year of His present Majesty's Reign, for repealing an Act of the Twenty fifth Year of His said present Majesty, for repairing the Roads from the *Stones' End* in *Blackman Street* in the Borough of *Southwark*, in the County of *Surrey*, to *Highgate* in the County of *Sussex*, and other Roads therein mentioned; and for making a new Road from *Kennington Lane* to *Camberwell Green*, in the said County of *Surrey*. (*c*) [28th *May* 1818.]

[*Additional Trustees.*]

Cap. lxxvii.

41 G. 3. (U. K.) c. cxvi.

An Act to amend and render more effectual an Act passed in the Forty first Year of His present Majesty, for draining, dividing and inclosing a Common called *Crowland Common*, otherwise *Goggsbland*, and certain Open Half Year's Meadow, Commonable and Waste Grounds, called the *Washes* and *Fodder Lots*, in, adjoining or near the Townships of *Crowland*, in the County of *Lincoln*. [30th *May* 1818.]

Cap. lxxviii.

An Act for repairing, widening and improving the Lower Road leading from the Town of *Greenwich* to the Town of *Woolwich*, in the County of *Kent*. (*b*) [30th *May* 1818.]

[*The Royal Family free from Tolls.*]

Cap. lxxix.

28 G. 2. c. 31. repealed as to power to Trustees to administer Oaths, § 33. 17 G. 3. c. 96. 33 G. 3. c. 169. 50 G. 3. c. xcvii. continued for 21 Years, &c.

An Act to enlarge the Term and Powers of Four Acts of His late and present Majesty, for repairing several Roads leading to, through and from the Town of *Monmouth*; and for making Two Pieces of Road to communicate therewith. (*c*) [1st *June* 1818.]

[*One Half additional Toll on Sundays.*]

Cap. lxxx.

An Act to provide additional Salaries to the present Clerks in the Report Office of the High Court of Chancery, and to provide additional Clerks for the said Office; and for making further Provision for the Clerks in the said Office. [3d *June* 1818.]

32 G. 3. c. 42.

'WHEREAS by virtue of an Act passed in the Thirty second Year of the Reign of His present Majesty, intituled *An Act to empower the High Court of Chancery to lay out a further Sum of the Suitors' Money upon proper Securities, and for applying the Interest towards discharging the Expences of the Office of the Accountant*

'*Accountant General, and for building Offices for the Maſters in Ordinary in Chancery, and a public Office for the Suitors of the ſaid Court, and Offices for the Secretaries of Bankrupts and Lunatics, and for building Repoſitories for ſecuring the Title Deeds of the Suitors of the ſaid Court, and the Records and Proceedings of the Commiſſioners of Bankrupts and Lunatics*; and of ſeveral Acts in the ſaid Act mentioned, divers Sums of Money have been, by virtue of ſeveral Orders of the ſaid Court of Chancery, taken out of the common and general Caſh belonging to the Suitors of the High Court of Chancery, which lay dead and unemployed in the Bank of *England*, and have been placed out in the Name of the Accountant General of the ſaid Court, on Government or Parliamentary Securities, and ſuch Government or Parliamentary Securities have been, in purſuance of the ſaid Act paſſed in the Thirty ſecond Year of His preſent Majeſty's Reign, carried to an Account, intituled, 'Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;' and out of the Dividends and Intereſt of the Securities purchaſed in purſuance of the ſaid ſeveral Acts of Parliament, the ſeveral Annual Sums and Salaries, and the ſeveral other Payments directed to be made and to be paid, have been from time to time made and paid, and the ſurplus Intereſt and annual Produce ariſing from the ſaid Securities, beyond what was ſufficient to anſwer the Purpoſes of the ſaid ſeveral Acts, and alſo the Intereſt produced from the Securities purchaſed with ſuch ſurplus Intereſt and annual Produce, have been from time to time in purſuance of the ſaid laſt mentioned Act, laid out in the Purchaſe of Government or Parliamentary Securities, in the name of the Accountant General of the ſaid Court, and placed to the Credit of an Account, intituled 'Account of Securities purchaſed with ſurplus Intereſt ariſing from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery:' And Whereas by another Act paſſed in the Fiftieth Year of His ſaid Majeſty's Reign, intituled *An Act for building certain Offices for the Examiners, Curſitors, Clerk of the Crown, and Clerks of the Petty Bag of the High Court of Chancery, and for making certain Regulations in the Examiners' Office of the ſaid Court, and for making Proviſion for ſuch of the Examiners, Deputy Examiners and Clerks, as from length of Service, or from Age or Infirmity, are or ſhall be incapacitated from the due Execution of their Office, and for making Proviſion for other Officers of the ſaid Court, and for making other Payments in reſpect of the ſaid Offices*; and alſo by another Act of Parliament paſſed in the Fifty third Year of the Reign of His preſent Majeſty King George the Third, intituled *An Act to facilitate the Adminiſtration of Juſtice*; divers other Sums of Money have been, by virtue of ſeveral other Orders of the ſaid Court of Chancery, taken out of the common and general Caſh belonging to the ſaid Suitors, which lay dead and unemployed in the Bank of *England*, and have been placed out in the Name of the Accountant General of the ſaid Court of Chancery, according to the General Rules and Orders of the ſaid Court, on Government or Parliamentary Securities; and ſuch Government or Parliamentary Securities have been, in purſuance of the ſaid laſt mentioned Acts, carried to an Account, intituled 'Account of

50 G. 3. c. 164.

53 G. 3. c. 24.

'Monies placed out for the Benefit and better Security of the 'Suitors of the High Court of Chancery;' and out of the Intereſt 'and Dividends of the Securities purchaſed in purſuance of the ſaid 'laſt mentioned Acts, the ſeveral annual Sums and Salaries, and the 'ſeveral other Payments directed to be made and to be paid, have 'been from time to time made and paid, and the ſurplus Intereſt and 'annual Produce ariſing from the ſaid Securities, beyond what was 'ſufficient to anſwer the Purpoſes of the ſaid ſeveral laſt mentioned 'Acts, and alſo the Intereſt produced from the Securities purchaſed 'with ſuch ſurplus Intereſt and annual Produce, have been from time 'to time, in purſuance of the ſaid laſt mentioned Acts, laid out in the 'Purchaſe of Government or Parliamentary Securities, in the Name 'of the Accountant General of the ſaid Court, and placed to the 'Credit of an Account, intituled 'Account of Securities purchaſed 'with ſurplus Intereſt ariſing from Securities, carried to an Account 'of Monies placed out for the Benefit and better Security of the 'Suitors of the High Court of Chancery:' And Whereas by an Act
49 G. 3. c. 69 'made and paſſed in the Forty ninth Year of His preſent Majeſty's 'Reign, intituled *An Act for making Proviſion for ſuch of the Sub 'Regiſtrars or Deputy Regiſtrars of the High Court of Chancery, 'as from Age or Infirmity ſhall be afflicted with permanent Diſability, 'and be incapacitated for the due Execution of their Office; and for 'making further Proviſion for the Two Seniors of the ſaid Regiſtrars 'for the Clerks in the Regiſtrars' Office, for the Maſter of the Report 'Office, and for providing additional Clerks on the Report Office of the 'ſaid Court, and for making Payments and Regulations in reſpect of 'the ſaid Offices;* it was amongſt other things enacted, that out of 'the Intereſt and Dividends of the Government or Parliamentary 'Securities aforeſaid carried to the ſaid Account, intituled 'Account 'of Intereſt ariſing from Monies placed out for the Benefit and better 'Security of the Suitors of the High Court of Chancery;' and out 'of the Intereſt and Dividends of the Government or Parliamentary 'Securities carried to the ſaid Account, intituled 'Account of Secu-'rities purchaſed with ſurplus Intereſt ariſing from Securities carried 'to an Account of Monies placed out for the Benefit and better 'Security of the Suitors of the High Court of Chancery,' and out 'of the Intereſt and Dividends of any Government or Parliamentary 'Securities thereafter to be purchaſed and placed to the laſt men-'tioned Account, there ſhould be paid (but ſubject and without 'Prejudice to the Payment of all Salaries and Sums of Money by any 'Act or Acts of Parliament theretofore paſſed, directed or authorized 'to be paid thereout) by the Governor and Company of the Bank of '*England*, by virtue of any Order or Orders of the High Court of 'Chancery, to be made for that Purpoſe, by Quarterly Payments on 'the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day 'of *July*, and the Tenth Day of *October*, in every Year, ſuch yearly 'Sums as after mentioned to the ſeveral Perſons after mentioned, '(that is to ſay,) amongſt other Perſons to Four additional Clerks 'to be employed in the ſaid Report Office for the Purpoſes therein 'mentioned, and to be appointed by the Filer and Keeper of the ſaid 'Reports and Certificates, and Keeper of the ſaid Books of Entries 'of the ſaid Office for the time being, the ſeveral yearly Sums 'thereinafter mentioned, (that is to ſay,) to the Firſt of the ſaid 'Clerks the yearly Sum of Three hundred and thirty Pounds, to the

'Second of the said Clerks the yearly Sum of Two hundred and 'twenty Pounds, to the Third of the said Clerks the yearly Sum of 'One hundred and ninety eight Pounds, and to the Fourth of the 'said Clerks the yearly Sum of One hundred and thirty two Pounds, 'and also a proportionable Part of such Quarterly Payments as should 'accrue due between the last Quarterly Payment thereof and the time 'of the Death or other Removal of such Clerks; and such Allow-'ances and Payments to the said Clerks in the Report Office, to 'be a full Compensation and Satisfaction for their Labour and At-'tendance in the said Office: And Whereas the Money and Effects 'belonging to the Suitors of the High Court of Chancery, under 'the Care and Direction of the said Court, have very greatly in-'creased, by reason whereof the necessary Accounts and Business of 'the Report Office have of late Years greatly increased and are still 'increasing, and the present Establishment of Clerks in the said Office 'is inadequate to transact the Business thereof, with such Accuracy 'and Dispatch as is necessary for the Public Service; and several 'of the Clerks in the said Office have been many Years employed 'therein, and their present Salaries, considering the great Increase 'in the necessary Expences of Living, are not a sufficient Compen-'sation for their Length of Service, having regard to the Nature and 'Importance of such Service, and the Attendance, Qualifications 'and Responsibility necessary to enable them to fulfil the Duties of 'their Employment with Advantage to the Public:' May it there-fore please Your Majesty that it may be enacted; and be it enacted by The King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That out of the common and general Cash belonging to the Suitors of the Court of Chancery, which now lies or shall hereafter lie dead and unemployed in the Bank of *England*, a Sum not exceeding Two hundred thousand Pounds, shall and may by virtue of any Order or Orders of the said Court to be made for that Purpose, from time to time be placed out in One entire Sum, or in Parcels, in the Name of the Accountant General of the said Court, according to the General Rules and Orders of the said Court, on such Government or Parliamentary Securities as by such Order or Orders shall be directed, and such Securities shall be carried to an Account raised in pursuance of former Acts of Parliament, and intituled 'Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery,' and shall be made Part of the same Account; and out of the Interest and Dividends of all or any of the Securities purchased out of the said common and general Cash in pursuance of former Acts, and to be purchased in pursuance of this Act, there shall be paid (but subject and without Prejudice to the Payment of all Salaries and Sums of Money by any former Act or Acts of Parliament heretofore passed, directed or authorized to be paid thereout) by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the High Court of Chancery to be made for that Purpose, by Quarterly Payments, on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October*, in every Year; such additional yearly Sums or Salaries to be from time to time paid to the first Four Clerks in the Report Office for the time being, as hereinafter

For placing out at Interest a certain Part of the dead Cash belonging to the Suitors of the Court of Chancery.

And out of the Interest thereof additional Salaries to be paid to the present

Clerks in the Report Office.

mentioned, (that is to ſay,) to the Firſt of the ſaid Four Clerks One hundred and ſeventy Pounds, to the Second Clerk One hundred and eighty Pounds, to the Third Clerk One hundred and fifty two Pounds, and to the Fourth Clerk One hundred and ſixty eight Pounds; the Firſt Quarterly Payment thereof to commence on the Fifth Day of *July* One thouſand eight hundred and eighteen; and alſo ſuch ſeveral yearly Sums or Salaries as are hereinafter mentioned, to be from time to time paid Quarterly on the ſeveral Days hereinbefore mentioned, to Three additional Clerks for the time being, namely, a Fifth, Sixth, and Seventh Clerk to be appointed; that is to ſay, to the Fifth Clerk One hundred and fifty Pounds, to the Sixth Clerk One hundred and fifty Pounds, and to the Seventh Clerk One hundred and fifty Pounds; and alſo like yearly Sums or Salaries of One hundred and fifty Pounds each, to Three more additional Clerks in the ſaid Office, in caſe it ſhall at any time hereafter appear neceſſary to the ſaid Court of Chancery to appoint ſuch Three additional Clerks, or any of them, in purſuance of the Clauſe for that Purpoſe hereinafter contained; the Firſt Quarterly Payment to ſuch additional Clerks reſpectively to commence from the Day of the Date of their reſpective Appointments.

Additional Clerks to be appointed in the ſaid Office.

Power of appointing Three more Additional Clerks in the ſaid Office.

II. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Lord High Chancellor of *Great Britain*, Lord Keeper or Lords Commiſſioners of the Great Seal of *Great Britain* for the time being, upon the Requiſition of the Maſter of the Report Office of the ſaid Court of Chancery for the time being for that Purpoſe, and upon its being made appear to the Court that additional Aſſiſtance is neceſſary in the ſaid Office for tranſacting the ſaid Buſineſs of the Suitors of the ſaid Court therein, to appoint not exceeding Three more Perſons to be Clerks in the ſaid Office, who ſhall have and be entitled to the yearly Salaries of One hundred and fifty Pounds each, hereby provided for the additional Clerks in the ſaid Office; to be paid and payable out of the ſame Funds, and in the ſame manner as is directed and provided by the Clauſe hereinbefore contained.

Clerks to produce Certificates of their having faithfully executed their Offices, before they ſhall be entitled to the Payments hereby directed.

III. And be it further enacted, That the Clerks in the ſaid Report Office, and each and every of them for the time being, ſhall from time to time, as and when he or they apply at the proper Office in the Bank of *England* for Payment of the ſeveral yearly Sums hereinbefore provided and directed to be paid to them reſpectively, produce a Certificate, ſigned by the Maſter of the Report Office for the time being, that ſuch Clerk hath diligently and faithfully in all things performed and fulfilled the Duty and Office of a Clerk to the ſaid Maſter of the Report Office for the time being, up to the time ſpecified in ſuch Certificate; and by reaſon thereof is entitled to have and receive the yearly Sum or Payment hereby provided, up to the time mentioned in ſuch Certificate; and in caſe the ſaid Maſter for the time being of the ſaid Report Office ſhall decline or refuſe to ſign ſuch Certificate, ſuch Clerk ſhall be at Liberty to apply to the ſaid Court of Chancery by Petition or otherwiſe, and the ſaid Court ſhall have full Power and Authority to make ſuch Order therein as to the ſaid Court ſhall appear to be expedient or juſt.

Clerks may be removed as heretofore.

IV. Provided always, and be it further enacted, That nothing herein contained ſhall extend, or be deemed or taken to prevent or hinder any preſent or future Clerk in the ſaid Report Office from being

being removed or diſplaced at any time, in ſuch manner and by ſuch Authority as Clerks in the ſaid Office can now be removed or diſplaced.

Clerks to be appointed in the Place of ſuch as ſhall receive an Annuity, or be diſplaced.

V. And be it further enacted, That in the Place of any Clerk who may be ſo removed or diſplaced, or to whom any Annuity or yearly Sum ſhall be ordered to be paid in purſuance of this Act, ſome other Perſon of ſufficient Ability ſhall or may be appointed a Clerk in the ſaid Office, in the manner and by the Authority in and by which the Clerks in the ſaid Report Office have heretofore been appointed.

Expences of this Act and of all Proceedings provided for.

VI. And be it further enacted, That out of the Intereſt and Dividends of the Government or Parliamentary Securities purchaſed and to be purchaſed as aforeſaid, the Coſts incurred in procuring and paſſing this Act, and the Coſts, Charges and Expences of all Proceedings to be had in Execution and in purſuance thereof, ſhall be paid by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the High Court of Chancery to be made for that Purpoſe.

Surplus Intereſt to be placed out upon Security.

VII. And be it further enacted, That the ſurplus Intereſt and annual Produce which ſhall ariſe from the Money placed out and to be placed out on Securities, purſuant to the ſeveral Acts of Parliament hereinbefore mentioned or referred to, or any of them, beyond what ſhall be ſufficient to anſwer the Purpoſes of the ſaid Acts, ſhall from time to time be placed out on Government or Parliamentary Securities, and ſhall be placed to the Credit of the ſaid Account, raiſed in purſuance of the ſaid Act of the Thirty ſecond Year of the Reign of His preſent Majeſty, intituled 'Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;' and which Fund ſhall be applied to anſwer the Demands of the ſaid Suitors of the ſaid Court of Chancery, in caſe it ſhall at any time be neceſſary to call in any Money of the ſaid Suitors, which hath been or may be placed out on Securities.

Securities may be changed.

VIII. And be it further enacted, That it ſhall be lawful to and for the Lord High Chancellor of *Great Britain*, or Lord Keeper or Lords Commiſſioners for the Cuſtody of the Great Seal of *Great Britain* for the time being, by any Order or Orders of the ſaid Court of Chancery, to change the Security or Securities or any Part of the Securities purchaſed or to be purchaſed purſuant to the ſeveral Acts of Parliament hereinbefore mentioned or referred to, or purſuant to this Act.

Money to be called in when wanted to ſupply the Demands of the Suitors.

IX. Provided always, and be it further enacted and declared, That for and notwithſtanding any of the Proviſions contained in this Act, if at any time hereafter the Whole or any Part of the Money placed out purſuant to the ſaid ſeveral Acts of Parliament, or any of them, or to be placed out in purſuance of this Act, ſhall be wanted to anſwer any of the Demands of the Suitors of the High Court of Chancery, then and in ſuch caſe the ſaid Court may and ſhall direct the Whole or any Part of ſuch Money to be called in, and the Securities in which the ſame and the ſurplus Intereſt and Dividends hereinbefore mentioned ſhall be placed, to be ſold and diſpoſed of, in order that the Suitors of the ſaid Court may at all times be paid their reſpective Demands out of the common and general Caſh belonging to ſuch Suitors.

X. Pro-

Proviſo for Reform, &c. of Offices.

X. Provided always, and be it further enacted, That nothing in this Act contained ſhall prejudice, delay, hinder or prevent any Reform or Abolition of all or any of the Offices herein mentioned, by any Perſon or Perſons having Authority to reform or aboliſh the ſame.

Public Act.

XI. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch, by all Judges, Juſtices and others, without being ſpecially pleaded.

Cap. lxxxi.

An Act for paving the Footways, and cleanſing, lighting and watching the Streets, in the Town of *Monmouth*. [3d *June* 1818.]

Cap. lxxxii.

39 G. 3. c. xlix. continued for 21 Years, &c.

An Act to continue the Term and enlarge the Powers of an Act of His preſent Majeſty, for repairing the Road at or near *Beckhampton*, and other Roads in the ſaid Act mentioned, in the County of *Wilts*. (*c*) [3d *June* 1818.]

[*Former Tolls made to ceaſe. New Tolls granted.*]

Cap. lxxxiii.

An Act for lighting the Borough of *Kidderminſter*, in the County of *Worceſter*, with Gas. [5th *June* 1818.]

Cap. lxxxiv.

An Act for lighting with Gas the City of *Worceſter*, and the Liberties, Precincts and Suburbs thereof; and thoſe Parts of the ſeveral Pariſhes of *Saint Peter the Great*, *Saint Martin*, *Saint Michael* in *Bedwardine*, *Saint John* in *Bedwardine*, *Claines* and *Saint Clement*, which lie contiguous to, but without the Liberties of the ſaid City and in the County of *Worceſter*. [5th *June* 1818.]

Cap. lxxxv.

An Act for better ſupplying the Inhabitants of the Town of *Monmouth* with Water. [5th *June* 1818.]

Cap. lxxxvi.

An Act for building a Chapel of Eaſe in the Townſhip of *Pendleton* and Pariſh of *Eccles*, in the County Palatine of *Lancaſter*. [10th *June* 1818.]

Cap. lxxxvii.

An Act for lighting with Gas the Town of *Brighthelmſtone*, in the County of *Suſſex*. [10th *June* 1818.]

PRIVATE ACTS,

PRINTED BY THE KING'S PRINTER,

AND WHEREOF THE PRINTED COPIES MAY BE GIVEN IN EVIDENCE.

N. B. *To each of these Acts is annexed a Clause in the Form following:*

"And be it further enacted, That this Act shall be printed by "the several Printers to The King's Most Excellent Majesty, duly "authorized to print the Statutes of the United Kingdom, and that "a Copy thereof, so printed by any of them, shall be admitted as "Evidence thereof by all Judges, Justices and others."

Cap. 1.

AN Act for inclosing Lands in the Parish of *Cranford*, in the County of *Middlesex*. [17th *March* 1818.]

Cap. 2.

An Act for enabling the Trustees acting under Letters Patent granted by King *Charles* the Second, to dispose of certain old Almshouses and other Premises, held in Trust for the Parish of *Saint Martin in the Fields*, in the County of *Middlesex*; and for vesting Part of the new Burial Ground belonging to the said Parish, at or near *Camden Town*, in the said Trustees, as a Site for erecting new Almshouses thereon; and for other Purposes. [8th *May* 1818.]

Cap. 3.

An Act for inclosing Lands within the Parish of *Laverstock*, including the Tithing of *Ford*, in the County of *Wilts*. [8th *May* 1818.]

Cap. 4.

An Act for inclosing Lands in the Parish of *Damerham South*, in the County of *Wilts*. [8th *May* 1818.]

Cap.

Cap. 5.

An Act for inclosing Lands in the Parish of *Warsop*, in the County of *Nottingham*. [8th *May* 1818.]

" Commissioners to ascertain the value of Tithes, § 22. Allotments in lieu of Tithes, § 23. Declaring the Exoneration of Tithes. Tithes payable till Possession of Allotments delivered, § 24.

Cap. 6.

An Act for inclosing Lands in the Parish of *Thelnetham*, in the County of *Suffolk*. [8th *May* 1818.]

" Commissioners to set the Tithes in *Thelnetham* for the first Three Years, § 33.

Cap. 7.

An Act for inclosing Lands in *Middop*, otherwise *Midhope*, in the Parish of *Ecclesfield*, in the County of *York*. [8th *May* 1818.]

" Parties enabled to agree for a Commutation of Tithes before execution of Award, § 28.

Cap. 8.

An Act for inclosing Lands in *Oxspring*, in the Parish of *Penistone*, and County of *York*. [8th *May* 1818.]

" Parties enabled to agree on a Commutation for Tithes before execution of Award, § 30. Allotments to Tithe Owners to be ring fenced, § 31.

Cap. 9.

An Act for inclosing Lands within the Manor of *Ainstable*, in the Parish of *Ainstable*, in the County of *Cumberland*. [8th *May* 1818.]

" Allotment to the Vicar for Tithes, § 17. Allotment for Tithes of Hay, Wood Lands, &c. § 23.

Cap. 10.

An Act to amend an Act made in the Fifty third Year of His present Majesty, for inclosing Lands in the Parishes of *Isleworth*, *Heston* and *Twickenham*, in the County of *Middlesex*. [8th *May* 1818.]

Cap. 11.

An Act for allotting Lands in the Parish of *Noke*, in the County of *Oxford*. [8th *May* 1818.]

Cap.

Cap. 12.

An Act for inclosing Lands in the Parishes of *Erpingham*, *Colby*, *Banningham* and *Ingworth*, in the County of *Norfolk*.
[8th *May* 1818.]

" Compensation for Tithes of Allotments for Three Years to be fixed " by Commissioners, § 32.

Cap. 13.

An Act for inclosing Lands in the Parishes of *Itteringham*, *Oulton*, *Wickmere* and *Wood Dalling*, in the County of *Norfolk*.
[8th *May* 1818.]

Cap. 14.

An Act for inclosing Lands within the Parish of *Great Melton*, otherwise *Melton Saint Mary*, and *All Saints*, in the County of *Norfolk*.
[8th *May* 1818.]

" Proviso for Right to Tithes, § 48.

Cap. 15.

An Act for inclosing Lands in the Parish of *Moreton Valence*, and in the Hamlet or Tithing of *Putloe*, in the Parish of *Standish*, both in the County of *Gloucester*. [8th *May* 1818.]

Cap. 16.

An Act for inclosing Lands in the Parish of *Norbury*, in the County of *Derby*. [8th *May* 1818.]

Cap. 17.

An Act to amend and enlarge the Powers of an Act of His present Majesty, for inclosing Lands in the Parishes of *Marden*, *Sutton Saint Michael*, *Sutton Saint Nicholas* and *Withington*, and certain Chapelries, Townships and Parishes adjacent thereto, in the County of *Hereford*. [8th *May* 1818.]

" Commissioners empowered to ascertain to what Tithes certain Lands " are subject, and Tithes to be paid according to Declaration of Com- " missioners, § 2.

Cap. 18.

An Act for inclosing Lands in the Parish of *South Moreton*, in the County of *Berks*. [8th *May* 1818.]

" Allotment to Rector, &c. in lieu of Tithes, § 24. Compensation " to be made in lieu of Tithes for old " Inclosures, where Owners " have not Lands in Common Fields sufficient to discharge the " same, § 25. Proviso for Rector's Right to Tithes claimed by " *John Sadgrove* and *John Kerby*, § 27. Tithes to remain until a " certain Period, § 28. Allotments to Rector in lieu of Tithes to " be secured, § 32.

Cap.

Cap. 19.

An Act for inclosing Lands in the Parish of *Walsham-le-Willows*, in the County of *Suffolk*. [8th *May* 1818.]

" Extinguishment of Tithes of Land on *Allwood Green* by the Act " directed to be allotted to Trustees, § 23.

Cap. 20.

An Act for inclosing Lands in the Township of *Etton*, in the Parish of *Etton*, in the East Riding of the County of *York*. [8th *May* 1818.]

" Tithe Allotment, § 17. Annual Rents as a further Compensation " for Tithes ascertained, § 18. When the Tithes are to cease, § 21. " Moduses or fixed Money Payments to continue payable, § 22. " Tithe Allotments to be fenced, § 28.

Cap. 21.

An Act to enable *Peter Penniall*, and others therein mentioned, to grant a Building Lease of certain Premises situate in *High Street*, in the Parish of *Saint Mary Newington*, in the County of *Surrey*. [8th *May* 1818.]

Cap. 22.

An Act to enable the Trustees of *Saint Paul*'s School, in the City of *London*, to purchase Buildings and Land adjoining or near to the said School, for the better Accommodation of the Scholars, and for other Purposes. [23d *May* 1818.]

Cap. 23.

An Act to enable the Governors of the Free Grammar School of King *Charles* the Second, at *Bradford* in the County of *York*, to sell the old School House, and to sell certain Lands belonging to the said Foundation, and to apply the Money arising by such Sales in the Building of a new School House, and in the Purchase of other Estates, to be vested in the Governors on the Trusts of the said Charity, and to convey the Inheritance in Fee Simple, for building, upon reserved Rents, or to make building Leases of certain Parts of the Estates of the said School; and also to enable the Governors to increase the number of Masters, and allow proper Salaries, and for enlarging the Trusts and Powers of the said Governors. [23d *May* 1818.]

Cap. 24.

An Act for effecting an Exchange of an Estate in the County of *Norfolk*, devised by the Will of *Robert Harvey* Esquire to *John Harvey* Esquire, under certain Limitations, for an Estate belonging to the said *John Harvey* Esquire, in Fee Simple, to be subjected to the like Limitations. [23d *May* 1818.]

Cap.

Cap. 25.

An Act for dividing and allotting Lands in the Parish of *Lakenheath*, in the County of *Suffolk*. [23d *May* 1818.]

" Lands allotted for Lands Tithe free or covered by a Modus, to be " Tithe free or covered by such Modus.

Cap. 26.

An Act for inclosing Lands in the Parish of *Bradford*, in the County of *Wilts*. [23d *May* 1818.]

Cap. 27.

An Act for amending an Act of His present Majesty, intituled *An Act for dividing and inclosing* Heworth Moor, *in the Manor or Township of* Heworth, *in the North Riding of the County of* York; *and for extinguishing the Rights of Stray and Average over certain Lands, called* Half Year Lands, *situate in the Suburbs or Precincts of the City of* York; and for extending the Provisions of the said Act, to the Inclosure of certain Lands in the Suburbs or Precincts of the City of *York*. [23d *May* 1818.]

Cap. 28.

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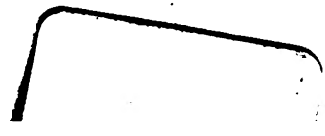
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